

C440N HBL A05

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1985

URBAN MUNICIPAL

CITY OF HAMILTON BY-LAWS

85-190 - 85-243

By-law No. 85 - 196

To Amend By-law No. 66-100 To Regulate Traffic

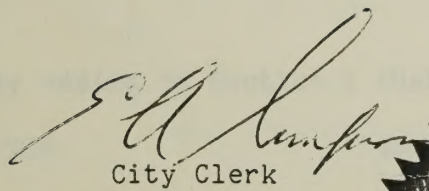
The Council of the Corporation of the City of Hamilton enacts as follows:

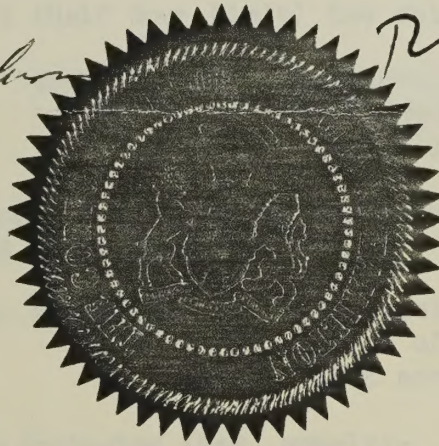
Traffic

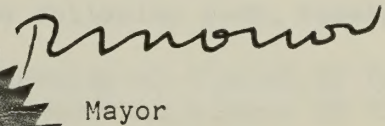
1. Schedule 29 (No Stopping Areas) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March 1966 is hereby amended by adding thereto the following items, namely:-

"Belwood	East	Concession to 42 feet north
Locke	East	Morden to 31 feet south
John	East	Picton to 68 feet south".

PASSED this 24th day of September, , A.D. 1985.

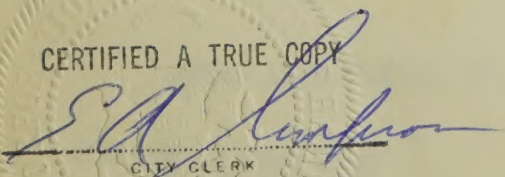

City Clerk

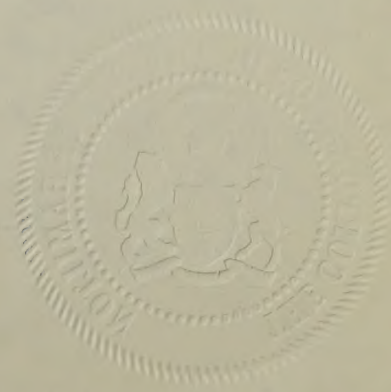



Mayor

(1985) 16 R.T.E.C. 33, September 24

CERTIFIED A TRUE COPY


CITY CLERK



By-law No. 85 - 197

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 25 (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March 1966 is hereby amended:-

(a) by deleting from Section 5 (One Hour Limit) the following item, namely:-

"Bellwood	East	From 35 ft. north of Concession to 46 ft. northerly".
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and by adding thereto the following item, namely:-

"Belwood	East	commencing at a point 42 feet north of Concession to a point 40 feet northerly".
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(b) by adding to Section 3 (Half Hour Limit) the following item, namely:-

"Tom	North	commencing at a point 39 feet east of Dundurn to a point 24 feet easterly therefrom"
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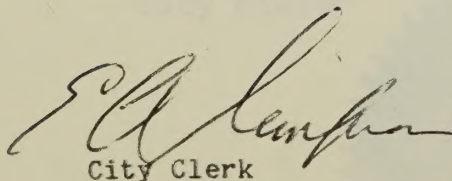
2. Schedule 26 (No Parking Areas) is hereby amended by adding to Section A (No Parking Anytime) the following item, namely:-

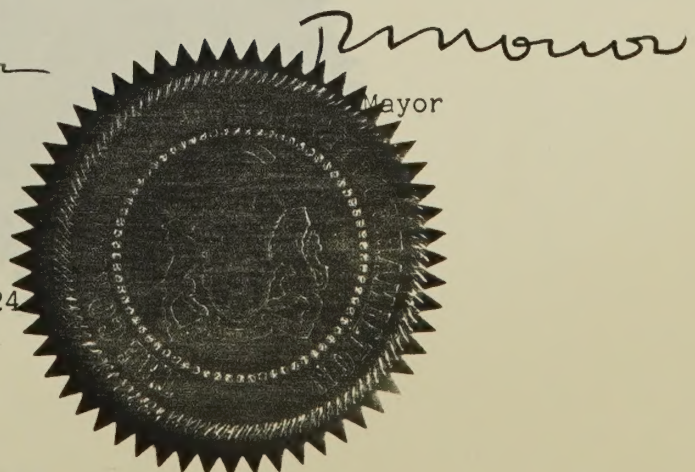
"Guildwood	East and North	commencing at a point 109 feet north of Gilcrest to a point 103 feet northerly therefrom".
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and by deleting therefrom the following item, namely:-

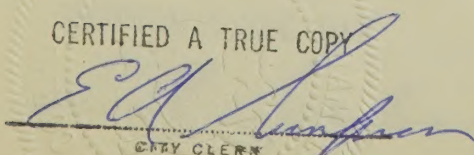
"Belwood	East	Concession to 35 ft. north".
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PASSED this 24th day of September, , A.D. 1985.


City Clerk



(1985) 16 R.T.E.C. 33, September 24

CERTIFIED A TRUE COPY

CITY CLERK

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The Corporation of the City of Hamilton

BY-LAW NO. 85- 198

To Designate:

An Improvement Area

GENERALLY COMPRISED OF
LANDS ON THE EAST AND WEST SIDES OF JAMES STREET NORTH
BETWEEN THE RAILWAY TRACKS ON THE NORTH
AND KING WILLIAM STREET ON THE SOUTH

WHEREAS subsection 1 of section 217 of The Municipal Act, R.S.O. 1980, Chapter 302, provides that the council may pass by-laws designating an area as an improvement area;

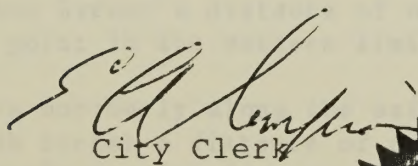
AND WHEREAS the City Council has declared that objections in response to a notice of intention to pass a by-law designating the improvement area more particularly described in Schedule "A" hereto annexed and shown on Schedule "B" hereto annexed, were insufficient in that they did not constitute at least one-third of the persons entitled to the notice representing at least one-third of the assessed value of the land in the area that is used as a basis of computing business assessment;

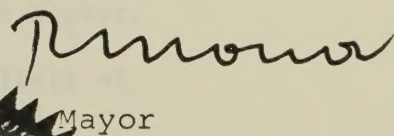
AND WHEREAS it is intended to pass a by-law designating the said area in accordance with subsection 1 of section 217 of the said Act.

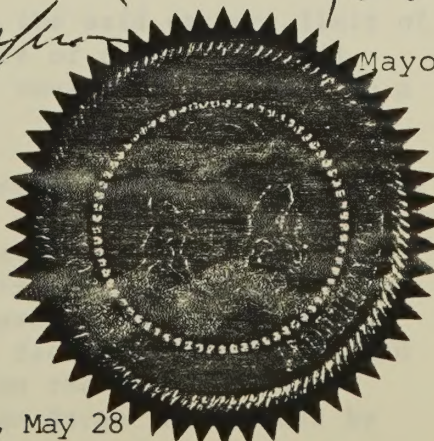
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The area more particularly described in Schedule "A" and shown on Schedule "B" is hereby designated as an improvement area.

PASSED this 24th day of September, A.D. 1985.

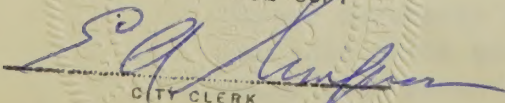

City Clerk


Mayor



(1985) 16 R.P.D.C. 13, May 28

CERTIFIED A TRUE COPY


CITY CLERK

THE CORPORATION OF THE CITY OF HAMILTON

BY-ORDER OF THE COUNCIL

IN RESOLUTION

A. APPROVED

WHEREAS the City of Hamilton is desirous of acquiring certain lands situated in the City of Hamilton for the purpose of establishing a public park and for the purpose of providing for the recreation and amusement of the people of the City of Hamilton;

AND WHEREAS the City of Hamilton is desirous of acquiring certain lands situated in the City of Hamilton for the purpose of establishing a public park and for the purpose of providing for the recreation and amusement of the people of the City of Hamilton;

AND WHEREAS the City of Hamilton is desirous of acquiring certain lands situated in the City of Hamilton for the purpose of establishing a public park and for the purpose of providing for the recreation and amusement of the people of the City of Hamilton;

AND WHEREAS the City of Hamilton is desirous of acquiring certain lands situated in the City of Hamilton for the purpose of establishing a public park and for the purpose of providing for the recreation and amusement of the people of the City of Hamilton;

AND WHEREAS the City of Hamilton is desirous of acquiring certain lands situated in the City of Hamilton for the purpose of establishing a public park and for the purpose of providing for the recreation and amusement of the people of the City of Hamilton;

AND WHEREAS the City of Hamilton is desirous of acquiring certain lands situated in the City of Hamilton for the purpose of establishing a public park and for the purpose of providing for the recreation and amusement of the people of the City of Hamilton;

WITNESSED AND PASSED at the City of Hamilton, this day of September, 1951.

[Signature]
Mayor



James Street Business Improvement Area

Those lands and premises located in the City of Hamilton in the Regional Municipality of Hamilton-Wentworth in the Province of Ontario and described as follows:

Commencing at the intersection of the westerly production of the south limit of King William Street with the west limit of James Street.

Thence northerly along the western limits of the said James Street in all its courses to its intersection with the south limit of Merrick Street.

Thence westerly along the southern limit of Merrick Street to its intersection with the southerly production of the eastern limit of MacNab Street.

Thence northerly to and along the said eastern limit of MacNab Street to a point distant fifty-six (56) feet measured southerly along the eastern limit of MacNab Street from its intersection with the southern limit of Vine Street.

Thence easterly to a point in the western limit of an alley according to George Burton Survey, Registered Plan No. 262, said point being distant fifty eight point nine six (58.96) feet measured southerly parallel to the eastern limit of MacNab Street from the southern limit of Vine Street.

Thence northerly along the western limit of the said alley and parallel to the eastern limit of MacNab Street fifty-eight point nine six (58.96) feet to the southern limit of Vine Street.

Thence northerly to a point in the northern limit of Vine Street distant ninety one (91) feet measured easterly along the northern limit of Vine Street from the eastern limit of MacNab Street.

Thence northerly parallel with the eastern limit of MacNab Street a distance of forty-eight (48) feet to a point.

Thence westerly parallel with the northern limit of Vine Street a distance of ninety-one (91) feet to a point in the eastern limit of MacNab Street.

Thence northerly along the said eastern limit of MacNab Street a distance of one hundred and thirty-four point four seven (134.47) feet to a point.

Thence easterly sixty-seven point one-two (67.12) feet more or less to a point in the southerly production of the western face of a brick wall, said point being distant one hundred point five seven (100.57) feet measured southerly to and along the said western face of a brick wall and its southerly production thereof from the southern limit of Cannon Street as widened by Instrument No. 188447 C.D.

Thence northerly to and along the western face of the said brick wall a distance of one hundred point five seven (100.57) feet to the southern limit of Cannon Street aforesaid.

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Thence easterly along the southern limit of Cannon Street as widened, a distance of one hundred twenty point zero five (120.05) feet to a point in the eastern limit of Lot 12, Block 6 according to David Kirkendall Survey, Registered Plan No. 39.

Thence northerly along the eastern limit of Lot 12 a distance of eight point four one (8.41) feet to the southern limit of Cannon Street according to Plan BA-786 registered as Instrument No. 400467 A.B.

Thence easterly along the last mentioned limit to the north east corner of Lot 13, Block 6, Registered Plan No. 39.

Thence northerly a distance of sixty-six feet more or less to the south east corner of Lot 7, Block 7, Registered Plan No. 39.

Thence northerly along the eastern limit of Lot 7 to the northeast corner of Lot 7 thereof.

Thence westerly along the northern limit of said Lot 7 to its northwest corner thereof, said corner being also the south west corner of Lot 14, Block 7, Registered Plan No. 39.

Thence northerly along the western limit of said Lot 14 and its northerly production to its intersection with the northern limit of Mulberry Street.

Thence westerly along the said northern limit of Mulberry Street to a point distant eighty point six (80.6) feet measured easterly from the eastern limit of MacNab Street.

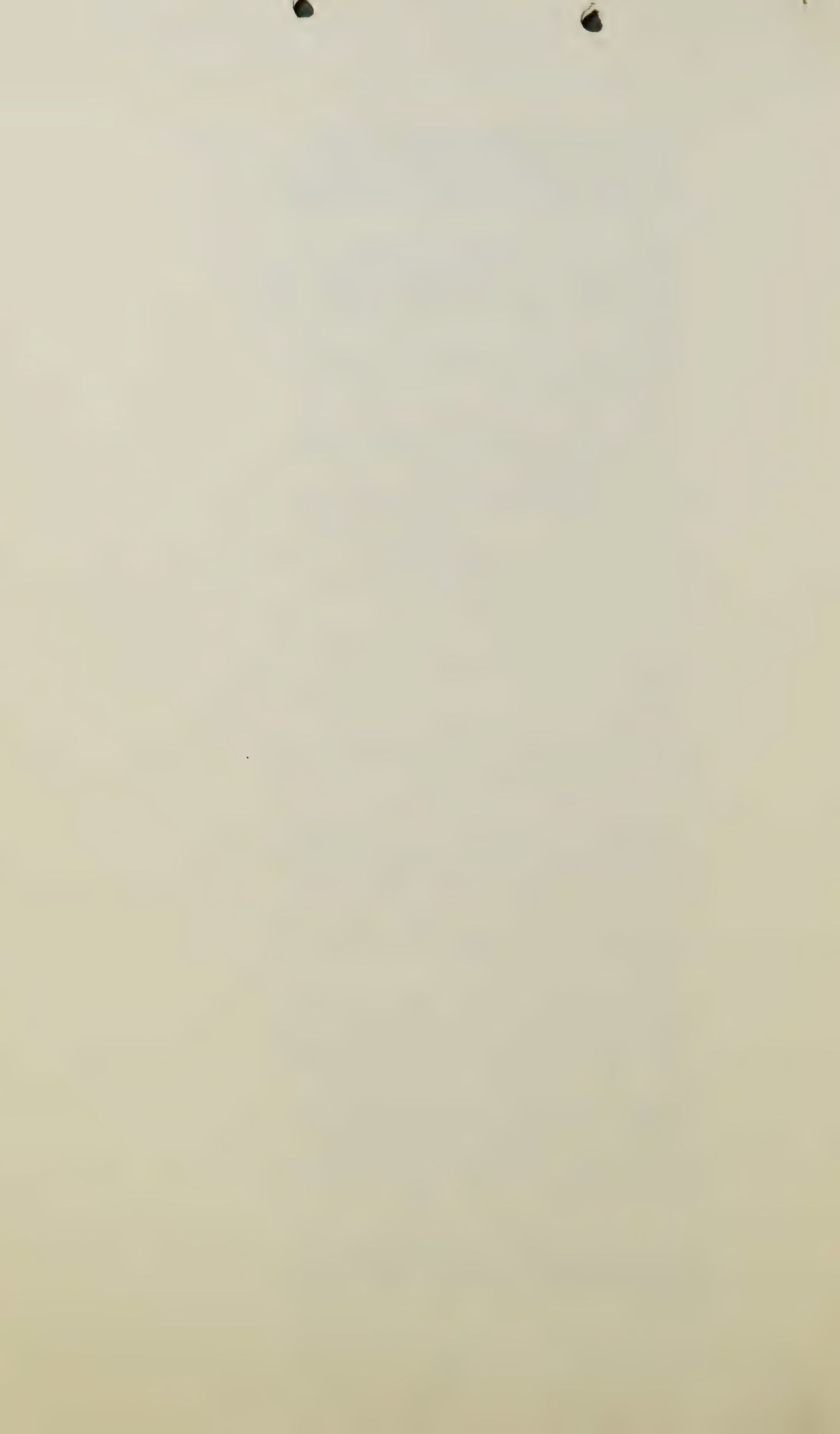
Thence northerly a distance of fifty-six point three-nine (56.39) feet to a point distant eighty one point one two (81.12) feet measured easterly and parallel with the northern limit of Mulberry Street from the eastern limit of MacNab Street.

Thence easterly parallel with the northern limit of Mulberry Street a distance of seven point four four (7.44) feet to a point.

Thence northerly a distance of twenty-one point nine four (21.94) feet to a point distant ninety point zero eight (90.08) feet measured easterly and parallel with the northern limit of Mulberry Street from the eastern limit of MacNab Street.

Thence northerly a distance of forty-four point three four (44.34) feet to a point in the southern limit of an alley, said point being distant ninety point six seven (90.67) feet measured easterly along the said southern limit of the alley from the eastern limit of MacNab Street.

Thence easterly along the southern limit of the said alley a distance of twenty nine point two nine (29.29) feet to its intersection with the southerly production of the western limit of the alley.



Thence northerly along the western limit of the alley a distance of seventy-eight point five (78.50) feet to an angle therein.

Thence easterly along the northern limit of the alley to its intersection with the southerly production of the western limit of Severn Street.

Thence northerly along the western limit of Severn Street and its northerly production to its intersection with the northern limit of Colbourne Street.

Thence easterly along the northern limit of said Colbourne Street to its intersection with the division line between Lots 5 and 6 in Block 1 according to Sir A. N. MacNab Survey, Registered Plan No. 127.

Thence northerly along the division line between Lots 5 and 6, a distance of one hundred and one point zero Five (101.05) feet more or less to the southern face of the southern wall of the All Soul's Roman Catholic Church.

Thence easterly along the said southern face of the southern wall of the church and its easterly production to its intersection with the division line between Lot 12 and Lots 1, 2 and 3 in Block 1, said Registered Plan No. 127.

Thence northerly along the last mentioned division line to the southern limit of Barton Street.

Thence northerly a distance of sixty-six feet more or less to the southwest corner of Lot 5 in Block 2, Registered Plan 127.

Thence northerly along the western limits of lots 5, 4, 3, 2 and 1 in block 2, Lots 5, 4, 3, 2 and 1 in Block 3, Registered Plan No. 127 to a point in the southern limit of the lands of Canadian National Railway.

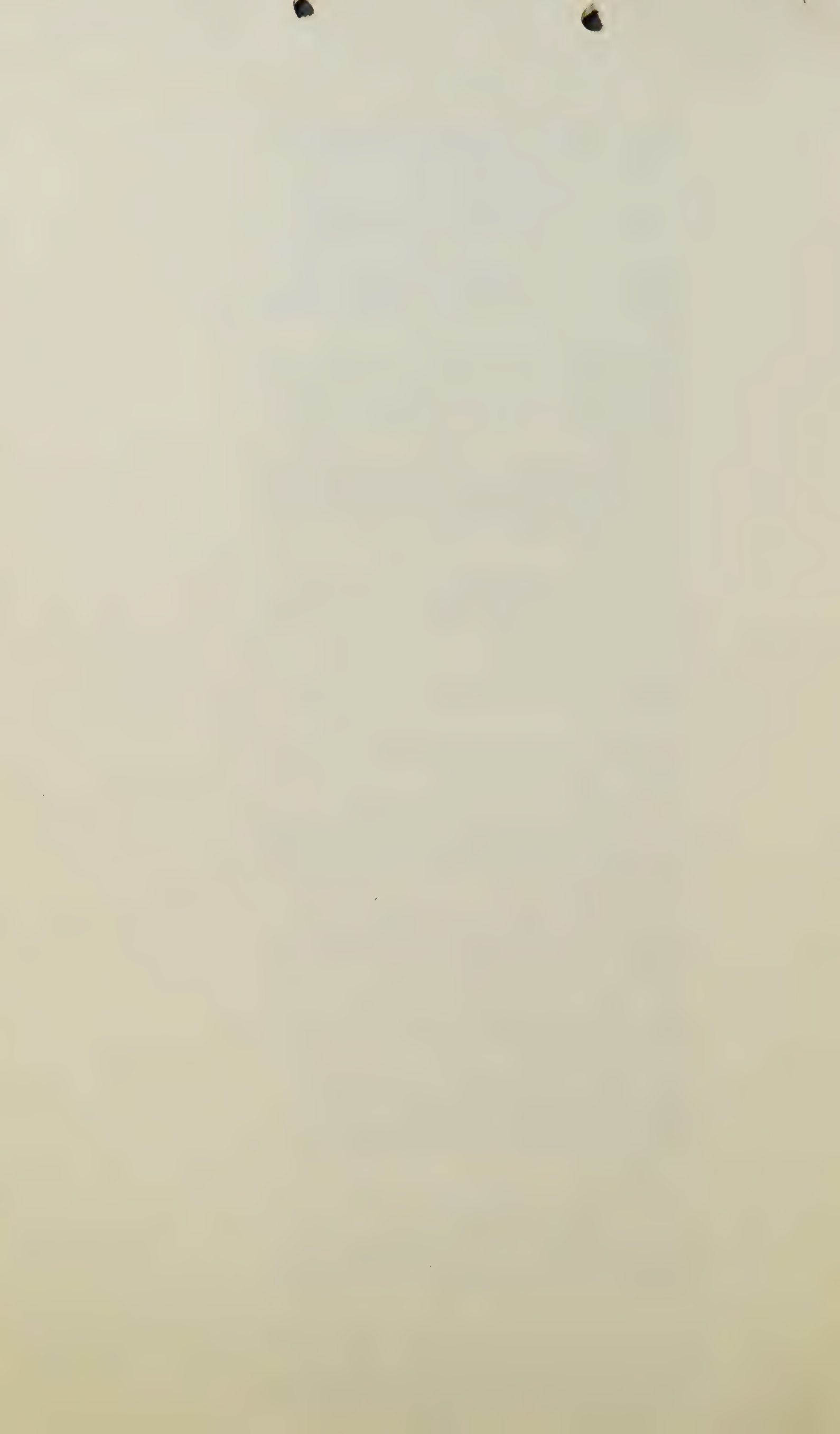
Thence easterly along the said southern limit of the Railway Lands a distance of one hundred and eighty six (186) feet to its intersection with the eastern limit of James Street.

Thence southerly along the eastern limit of James Street to its intersection with the northern limit of Murray Street.

Thence easterly along the northern limit of Murray Street to its intersection with the northerly production of the western limit of an alley running parallel with and located ninety-four (94) feet east of the eastern limit of James Street.

Thence southerly to and along the western limit of said alley to its intersection with the division line between Lots 9 and 10, fronting on east side of James Street, between Barton and Murray Streets, according to an unregistered plan of subdivision known as Ebenezer Stinson Survey.

Thence easterly along the last mentioned division line and its easterly production to its intersection with the division line between Lots 5 and 6 fronting on Murray Street, between James and Hughson Streets, Ebenezer Stinson Survey.



Thence southerly along the last mentioned division line and in a southerly direction to a point in the northern limit of lands owned by the Christ's Church Cathedral.

Thence easterly along the northern limit of the said lands of Christ's Church Cathedral to its intersection with the western limit of Hughson Street.

Thence southerly along the western limit of Hughson Street to the southeast corner of the lands owned by the said church.

Thence westerly along the southern limit of the Church's land a distance of one hundred and twelve (112) feet to a point.

Thence southerly and parallel with the western limit of Hughson Street to a point in the division line between Lots 16 and 17, fronting on Hughson Street between Robert and Barton Streets, according to an unregistered plan of subdivision, J. Hughson Survey.

Thence westerly along the last mentioned division line to the northwest corner of said Lot 16, J. Hughson Survey.

Thence southerly along the western limit of said Lot 16 and its southerly production to its intersection with the southern limit of Robert Street.

Thence easterly along the southern limit of Robert Street to its intersection with the western limit of Hughson Street.

Thence southerly along the said western limit of Hughson Street to the south east corner of the lands owned by Public Works Canada.

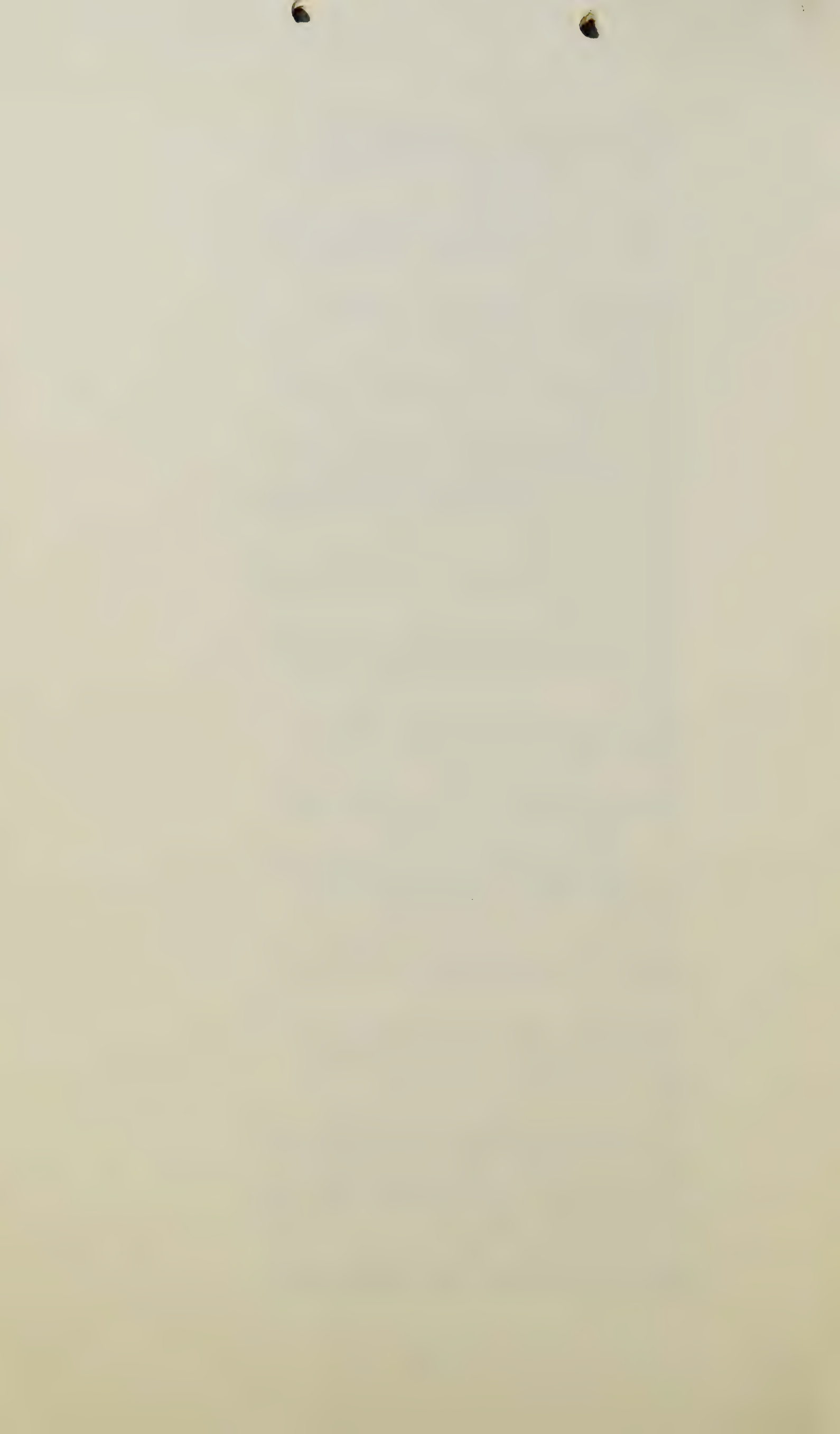
Thence westerly along the south limit of the said lands last mentioned to the rear of lot 9, fronting on Hughson Street, between Cannon and Robert Streets, James Hughson Survey.

Thence southerly along the rear of the said Lot 9 and its southerly production to a point in the northern limit of Cannon Street.

Thence westerly along the said northern limit of Cannon Street to its intersection with the northerly production of the eastern face of a brick building known as No. 10 Cannon Street East.

Thence southerly to and along the said eastern face of the said brick building and to and along the western face of a building known as 139, Hughson Street North and its southerly production to its intersection with the northern limit of an alley immediately south of no. 139 Hughson Street North.

Thence easterly along the said northerly limit of the alley to the western limit of Hughson Street.



Thence southerly along the western limit of Hughson Street to its intersection with the division line between lots 1 and 2, fronting on Hughson Street between Wilson and Cannon Streets, according to N. Hughson Survey.

Thence westerly along the last mentioned division line between Lots 1 and 2 to its intersection with the northerly production of the eastern limit of the 'York Street Urban Redevelopment Area'.

Thence southerly to the north-east corner of the said 'York Street Urban Redevelopment Area, said corner being distant one hundred sixty-two (162) feet more or less measured easterly along the north limit of Wilson Street from the eastern limit of James Street.

Thence continue southerly along the eastern limit of the said 'York Street Urban Redevelopment Area' and its southerly production to a point in the north limit of Lot 56, fronting on James Street, between Rebecca and Wilson Streets according to N. Hughson Survey.

Thence westerly along the northern limit of said Lot 56 to a point distant one hundred and one (101) feet from the eastern limit of James Street.

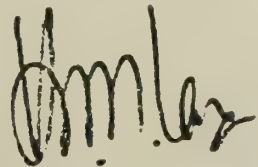
Thence southerly to a point in the northern limit of Rebecca Street, said point being distant ninety-seven point eight (97.8) feet measured easterly along the northern limit of Rebecca Street from the eastern limit of James Street.

Thence southerly to a point distant seventy (70) feet measured northerly from the northern limit of King William Street.

Thence westerly parallel with King William Street to a point distant forty-three feet measured easterly from the eastern limit of James Street.

Thence southerly parallel with the eastern limit of James Street to its intersection with the southern limit of King William Street.

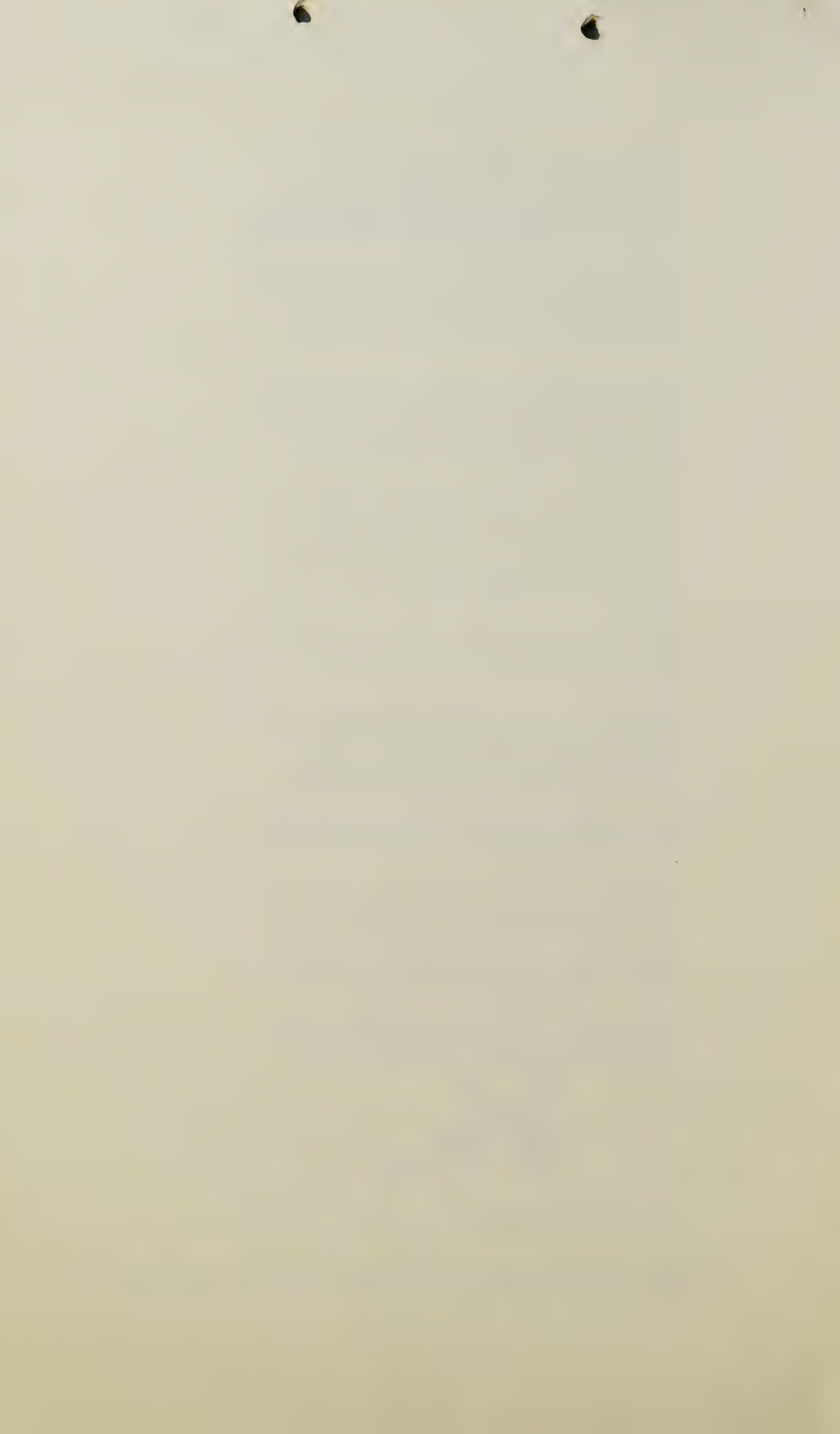
Thence westerly along the said southern limit of King William Street and its westerly production to the point of commencement.



Ontario Land Surveyor

Dated at Hamilton
this 9th day of May 1985

This is Schedule "A" to By-law No. 85- 198 , passed on the
24th day of September , 1985.



This is Schedule "B" to By-law No. 85- 198 n passed on the 24th day of September 1985.



The Corporation of the City of Hamilton

BY-LAW NO. 85-199

To Define:

**AS A HERITAGE CONSERVATION DISTRICT THE AREA COMPRISED OF
ST. CLAIR AVENUE BETWEEN MAIN STREET EAST AND DELAWARE AVENUE**

WHEREAS subsections 1 and 2 of section 40 of The Ontario Heritage Act, R.S.O. 1980, Chapter 337 provide as follows:

(1) The council of a municipality may by by-law define the municipality or one or more areas thereof as an area to be examined for future designation as a heritage conservation district and the council may, after such examination is completed, prepare official plan provisions with respect to such designation.

(2) Where the council of a municipality has established a local advisory committee under section 28, such council shall, before passing a by-law to define the municipality or one or more areas as an area to be examined for future designation as a heritage conservation district under subsection (1), consult with its local advisory committee.

AND WHEREAS the Council of The Corporation of the City of Hamilton has established a Local Architectural Conservation Advisory Committee;

AND WHEREAS the said Council has consulted with its Local Architectural Conservation Advisory Committee.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

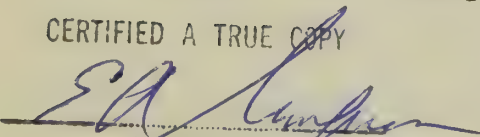
1. The area more particularly shown on schedule "A" hereto annexed and forming part of this by-law, is hereby defined as an area to be examined for future designation as a heritage conservation district.

PASSED this 24th day of September, A.D. 1985.

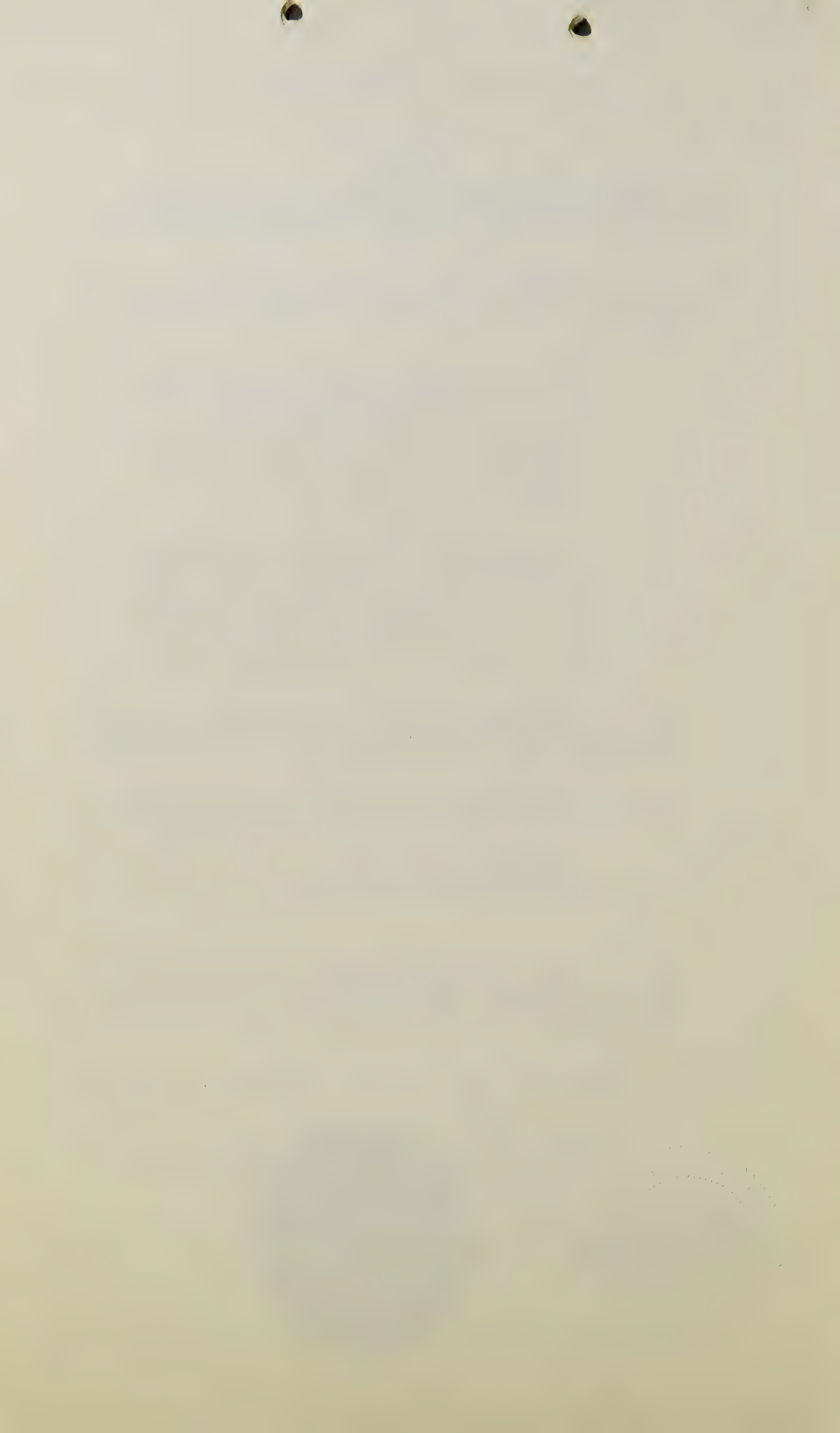

City Clerk

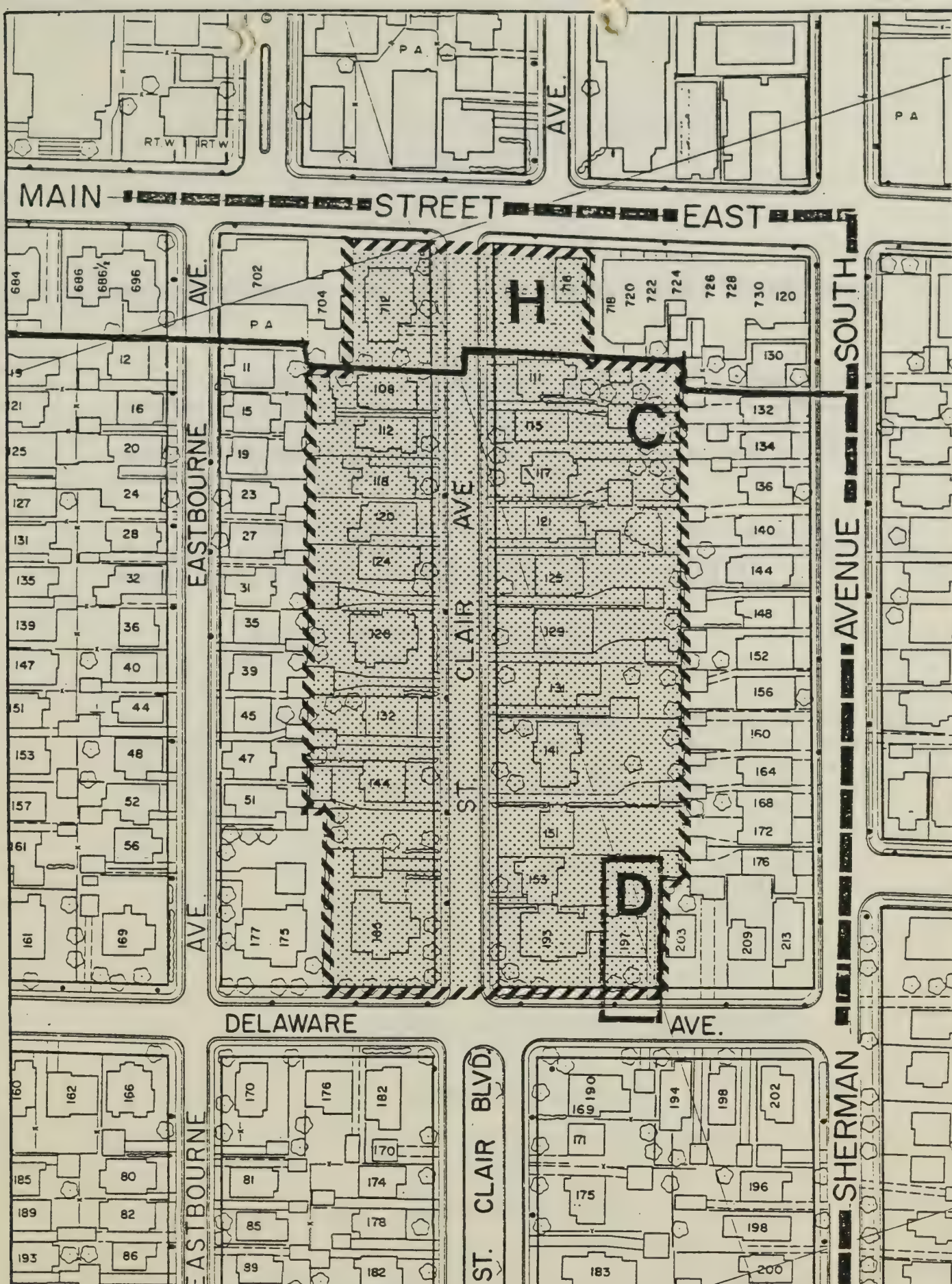

Mayor

CERTIFIED A TRUE COPY


CITY CLERK

(1985) 25 R.P.D.C. 11, Sept





THIS IS SCHEDULE "A" TO BY-LAW NO. 85-199
PASSED THE 24. DAY OF September, 1985.

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. _____

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 LANDS SUBJECT TO BY-LAW NO.

North



Scale
N. T. S.

Date
85-08-21

Reference File No.
P5-8-4-5

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85-200

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 252, 262 and 268 JAMES STREET SOUTH

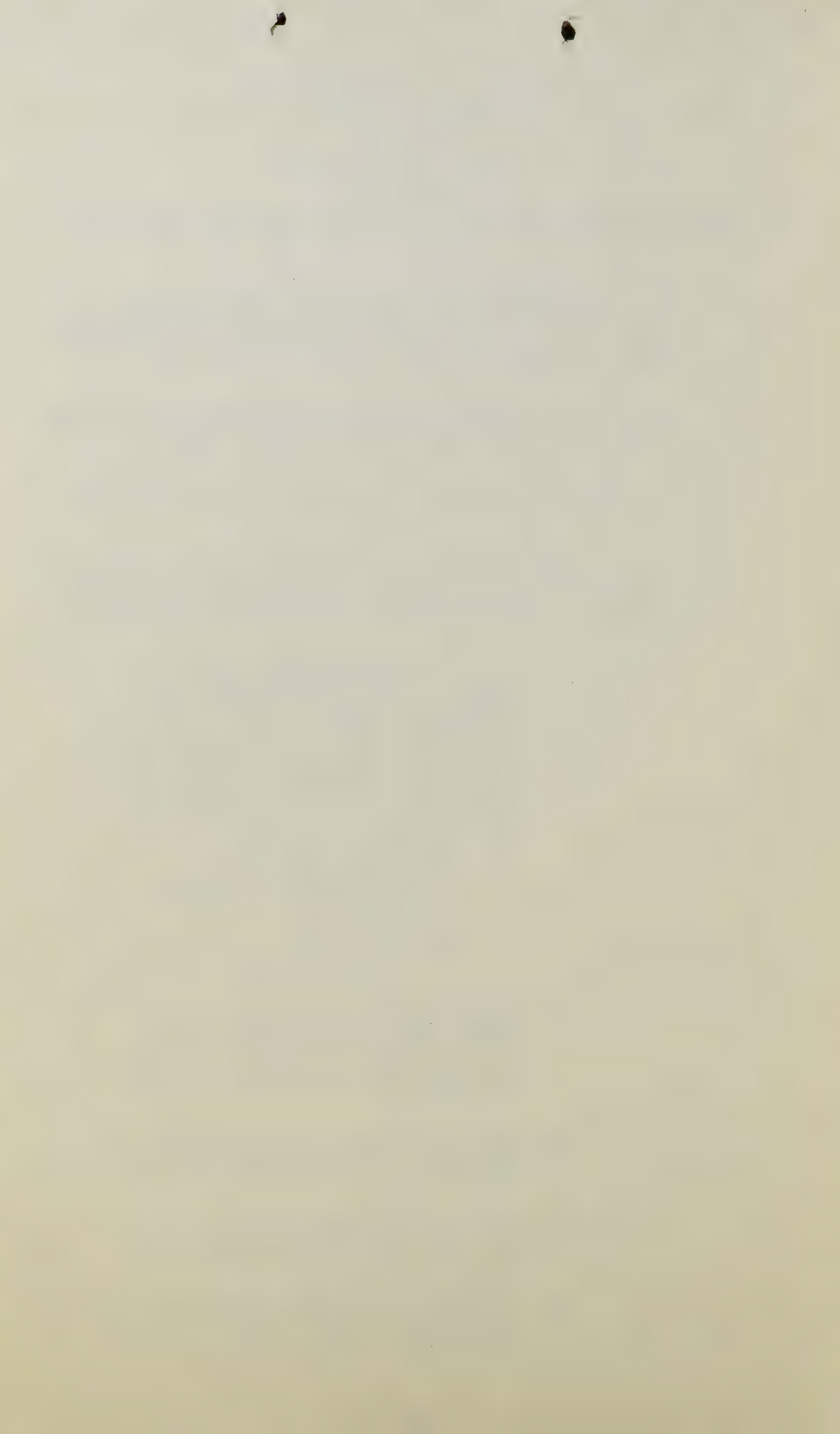
WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) district provisions applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirements that,

- (a) notwithstanding subsection 11A(1) of By-law No. 6593, the following **RESIDENTIAL** and **COMMERCIAL USES** and any combination thereof, shall not be prohibited in the buildings existing on the day of the passing of this by-law and in additions to the buildings except as provided in clauses (b) and (c):
 - (i) **COMMERCIAL USES:**
 - 1. General Offices, Medical Offices;
 - (ii) **RESIDENTIAL USES:**
 - 1. Multiple dwellings;
- (b) **COMMERCIAL USES** comprised of medical offices shall be prohibited from any storey exceeding the second storey of an existing building and from any storey exceeding the first storey of a building addition;
- (c) any use other than storage and mechanical rooms shall be prohibited in any basement and from any cellar;
- (d) notwithstanding subsection 11A(2) of By-law No. 6593, no building or structure shall exceed three storeys, or 16.76 m. in height;
- (e) Additions to the buildings shall not exceed 1,400.0 square metres of gross floor area.



- (f) no part of the land abutting James Street South shall be used for vehicle access to or from James Street South;
- (g) no part of the yard adjacent to James Street South shall be used for the parking of vehicles;
- (h) notwithstanding clause 1(g) and clauses 4(a) and (c) of TABLE 1 referred to in clause 18A(1)(a) of By-law No. 6593, a minimum of 31 parking spaces shall be provided and maintained on the land;
- (i) notwithstanding TABLE 3 and TABLE 4 referred to in clauses 18A(1)(c) and (d), a minimum of one loading space having a minimum size of 9.0 m. in length, 3.7 m. in width and 4.3 m. in height, shall be provided and maintained;
- (j) notwithstanding subsection 18A(7) of By-law No. 6593, not more than 5 of the required parking spaces shall have dimensions not less than 2.85 m. wide and 5.0 m. long;
- (k) subsections 18A(11) and (26) and clauses 18(12)(a) and (b) of By-law No. 6593 shall not apply.

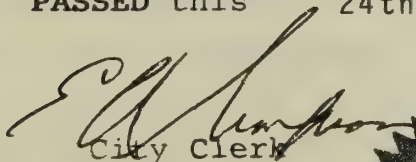
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-1" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-932".

4. Sheet No. W-6 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-932".

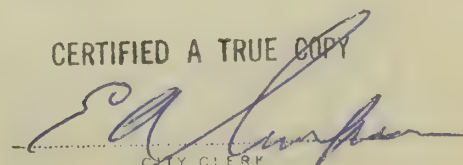
5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

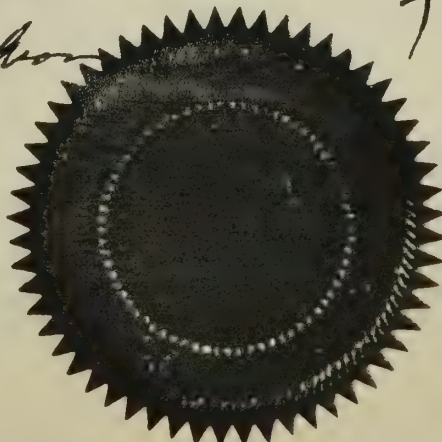
PASSED this 24th day of September, A.D. 1985.

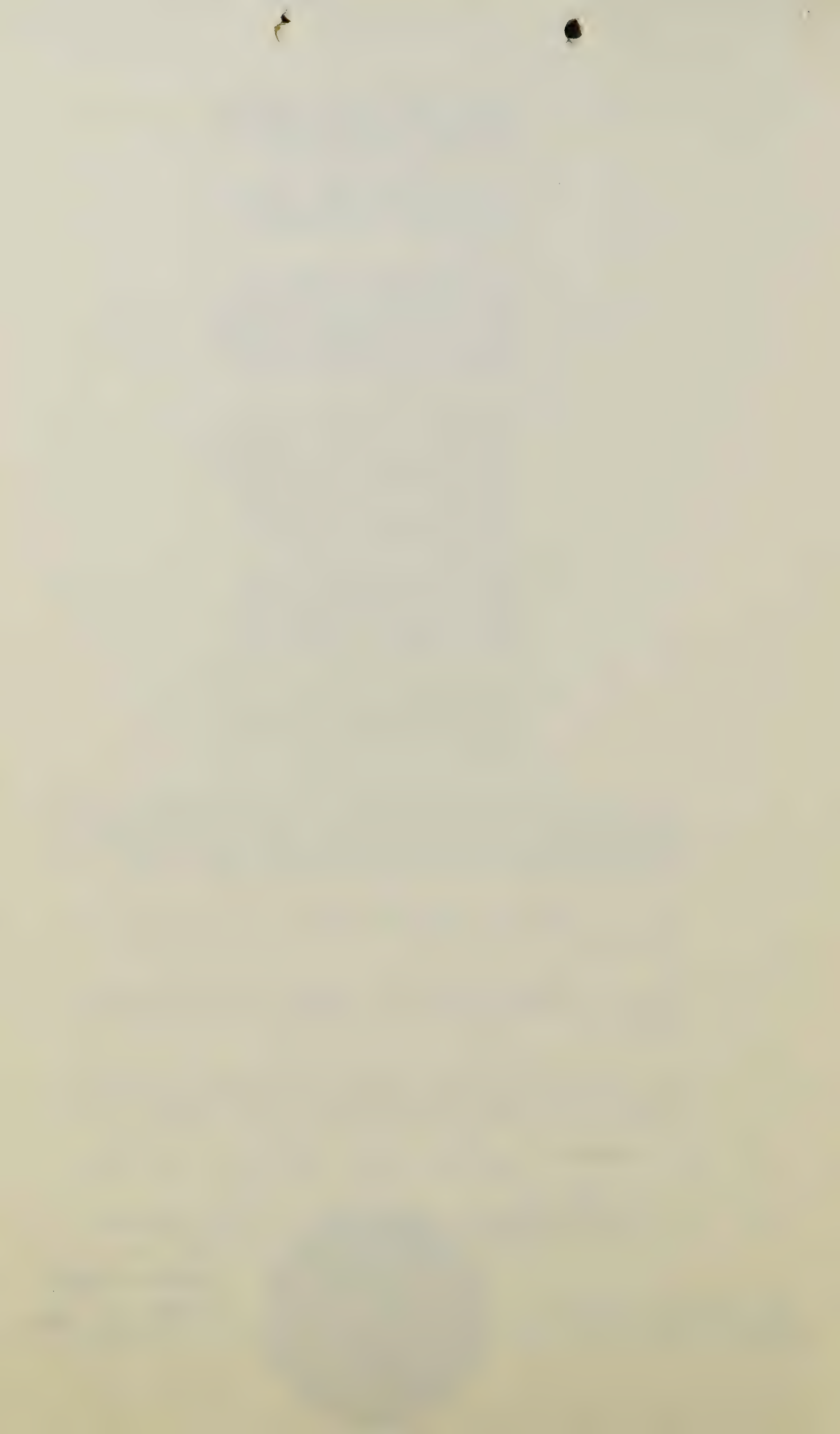

City Clerk

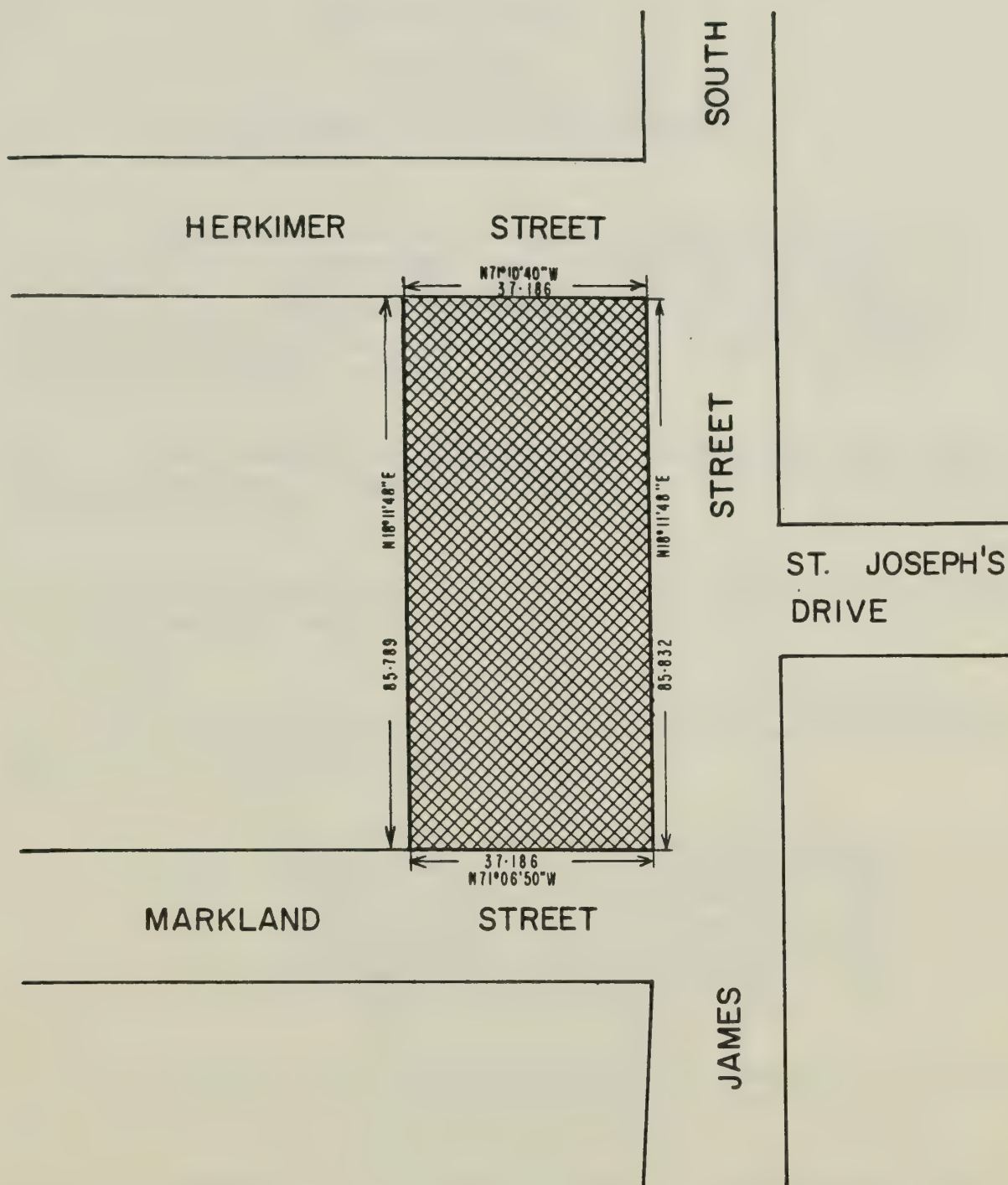

Mayor

CERTIFIED A TRUE COPY


CITY CLERK







ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO.85-200
PASSED THE 24th DAY OF September, 1985.

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"
MAP FORMING PART OF
BY-LAW NO.85-
TO AMEND BY-LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY BY-LAW
NO.85-

North



Scale
1:1000

Date
85-09-03

Reference File No.
ZA85-50

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85-201

To Amend:

By-law No. 79-175

Respecting:

COST SHARING OF DIVISION FENCES

WHEREAS By-law No. 79-175, passed on the 29th day of May, 1979, in accordance with subsection 354(1) of The Municipal Act, R.S.O. 1970, Chapter 284, (now paragraph 20 of section 210 of The Municipal Act, R.S.O. 1980, Chapter 302), provides for the equal sharing of costs of division fences by adjoining owners;

AND WHEREAS it is intended to revise the apportionment of costs as it applies to the installation of fences as hereinafter set forth.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (1) Section 1 of By-law No. 79-175 is amended by adding thereto the following clause:

(aa) "basic cost" means the cost of installing or constructing or reconstructing a division fence of any kind that is an amount of money not exceeding the cost of installing a 4-foot high steel chain-link fence as a division fence if such fence were installed by the owner.

(2) Clause 1(f) of the said by-law is amended by striking out "construction, reconstruction" in the first line.

2. (1) Section 2 of the said by-law is renumbered as subsection 2(1).

(2) Section 2 of the said by-law is amended by adding thereto the following subsections:

(2) The basic cost for a division fence shall be paid as follows:

1. Fifty percent of the basic cost shall be paid by the owner.
2. Fifty percent of the basic cost shall be paid by the adjoining owner.

(3) Any cost in excess of the basic cost shall be paid by the owner.

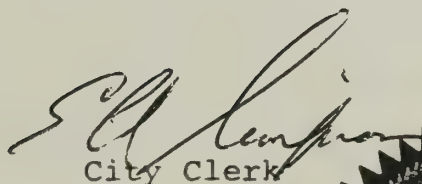
3. Section 3 of By-law No. 79-175 is repealed and the following substituted therefor:

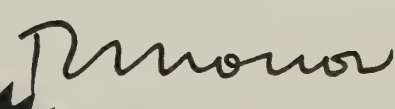
3. Every owner or adjoining owner who fails to pay his apportioned cost of the work or basic cost in accordance with section 2, is guilty of an offence and on conviction, is liable to a fine of not more than \$2,000.

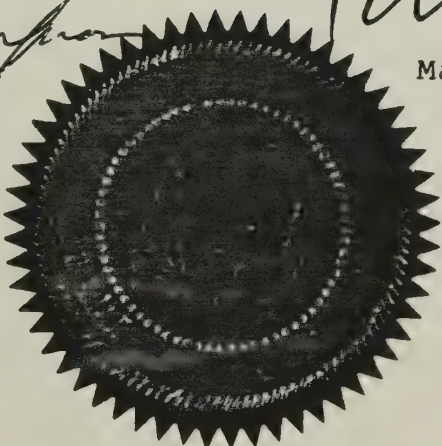
4. Section 4 of the said by-law is amended by striking out "summary" in the third line.

5. Section 5 of the said by-law is amended by striking out "1979" at the end thereof.

PASSED this 24th day of September, A.D. 1985.

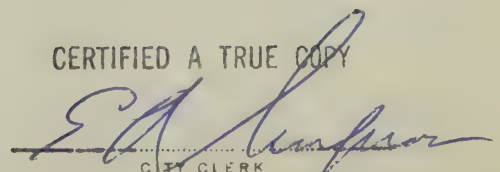

City Clerk


Mayor



(1985) 14 R.L.C. 12, September 24

CERTIFIED A TRUE COPY


CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 85- 203

To Adopt:

**A REDEVELOPMENT PLAN
FOR THE DOWNTOWN CORE AREA OF THE CITY OF HAMILTON**

WHEREAS By-law No. 83-242 received first and second reading on the 29th day of June, 1983 in accordance with subsection 22(2) of The Planning Act, R.S.O. 1980, Chapter 379 and received third reading on the 30th day of August, 1983, following the Minister's approval which was received on the 28th day of July, 1983;

AND WHEREAS subsection 22(5) of the said Planning Act is as follows:

(5) When a by-law has been passed and approved under subsection (2), the council, with the approval of the Minister, may by by-law adopt a redevelopment plan for the redevelopment area;

AND WHEREAS By-law No. 83-242 designated the Downtown Core Area of the City of Hamilton as a Redevelopment Area in accordance with subsection 22(2) of the said Planning Act;

AND WHEREAS the effect of subsections 74(1) and (3) of The Planning Act, 1983 in force on August 1, 1983, is to provide that insofar as the Redevelopment Area referred to in By-law No. 83-242 was designated prior to August 1, 1983, subsection 22(5) of The Planning Act, R.S.O. 1980, Chapter 379 shall continue to apply;

AND WHEREAS the Redevelopment Plan hereinafter referred to is in conformity with the Official Plan of the City of Hamilton.

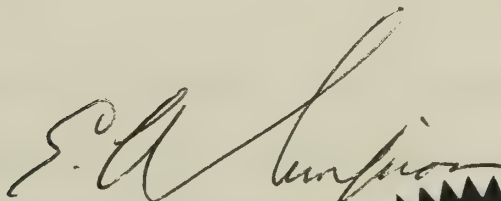
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Downtown Core Area Redevelopment Plan entitled, "Downtown Hamilton Action Plan: Phase II, Re-

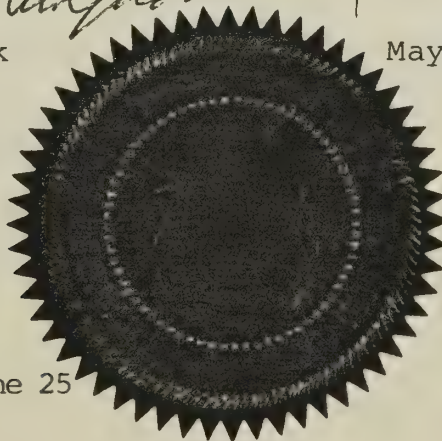
development Plan", dated May, 1985, hereto annexed and forming part of this by-law, is adopted as the Redevelopment Plan for the Redevelopment Area designated by By-law No. 83-242.

READ A FIRST AND SECOND TIME on the 25th day of June,
A.D. 1985.

READ A THIRD TIME AND FINALLY PASSED on the 8th day of
October , A.D. 1985, the Assistant Deputy Minister's
approval having been received on the 20th day of August,
A.D. 1985, pursuant to delegation by the Minister in
accordance with section 6 of The Ministry of Municipal
Affairs and Housing Act, 1981.

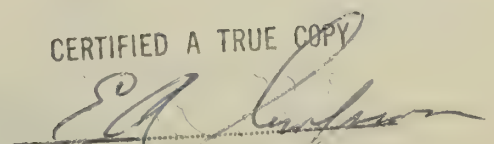

City Clerk


Mayor



(1985) 17 R.P.D.C. 10, June 25

CERTIFIED A TRUE COPY


CITY CLERK

By-law No. 85 - 205

To Amend By-law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 25A (Parking Time Limits) of By-law No. 66-100 To Regulate Traffic passed on the 29th day of March 1966 is hereby amended by adding to Section 5 (One Hour Limit) the following items, namely:-

"East 26th	West	Crockett to Queensdale
East 25th	West	from 82 ft. south of Concession to Crockett".

and by deleting therefrom the following item, namely:-

"East 25th	West	commencing 82 feet south of Concession and extending to a point 319 feet southerly therefrom".
------------	------	--

2. Schedule 25B (Parking Time Limits) is hereby amended by adding to Section 1 (Three Hour Limit) the following item, namely:-

"Barlake	North	commencing at a point 414 feet west of the north-south leg of Barlake to a point 164 feet westerly therefrom".
----------	-------	--

3. Schedule 26 (No Parking Areas) is hereby amended:

(a) by deleting from Section A (No Parking Anytime) the following item, namely:-

"Lansdowne	North	From 142' east of Sherman to 86' easterly"
------------	-------	--

and by adding thereto the following items, namely:

"Lansdowne	North	Sherman to Lottridge."
------------	-------	------------------------

(b) by deleting from Section C (No Parking 7:00 a.m. to 6:00 p.m.) the following item, namely:

"Homewood	South	From 90' west of Dundurn to 46' westerly."
-----------	-------	--

CERTIFIED A TRUE COPY

PASSED this Eighth

day of

October

, A.D. 1985.

CITY CLERK

City Clerk

Mayor

DOWNTOWN HAMILTON
ACTION PLAN:

PHASE II
REDEVELOPMENT PLAN

CORPORATION OF
THE CITY OF HAMILTON
1985 MAY

INDEX

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P.5	PROPOSED ACTION PLAN SOLUTIONS INTRODUCTION:
P.6	STREETSCAPE
P.11	PHASE II: THE SECOND PRIORITY ACTIONS
P.12	APPOINTMENT OF DESIGN CONSULTANTS
P.13	STUDY APPROACH

APPENDICES

FIG. 1	STUDY AREA: DOWNTOWN CONTEXT; MUNICIPAL CONTEXT
'A'	MINUTES OF THE PUBLIC MEETING OF THE PLANNING AND DEVELOPMENT COMMITTEE, HELD 1985 APRIL 17, AT 7:30 O'CLOCK, P.M., SECOND FLOOR LOBBY, HAMILTON CITY HALL.
'B'	DOWNTOWN HAMILTON ACTION PLAN - PHASE II: CONCEPT PLANS, DRAWING NO'S. L-4, L-5 AND, L-6
'C'	DOWNTOWN HAMILTON ACTION PLAN - PHASE II: STREETSCAPE COST ESTIMATE 1985 MARCH 27 AND, 1985 APRIL 30 (REVISED).
'D'	COMMERCIAL AREA IMPROVEMENT PROGRAMME (C.A.I.P.): PROVINCIAL/MUNICIPAL COST-SHARING. - SCHEDULE I : ITEMIZED COST ESTIMATES - SCHEDULE II : C.A.I.P. PROJECT IMPLEMENTATION TIMETABLE & ESTIMATE OF CASH FLOW (\$000).



DOWNTOWN HAMILTON ACTION PLAN:

PHASE II REDEVELOPMENT PLAN

INTRODUCTION:

BACKGROUND AND STUDY OBJECTIVES

IN 1981, A CENTRAL AREA PLAN WAS APPROVED BY CITY COUNCIL WHICH OUTLINED A DEVELOPMENT PHILOSOPHY FOR THE DOWNTOWN AIMED AT MAKING THE AREA MORE ATTRACTIVE FOR PEDESTRIANS AND SHOPPERS BY ENCOURAGING PEDESTRIAN FACILITIES, A PLEASANT ENVIRONMENT AND, "HUMAN-SCALE" CONSIDERATIONS IN BUILDING AND DESIGN. IT WAS FELT THAT THESE FEATURES WOULD, IN TURN, ATTRACT DEVELOPMENT. THE PLAN STATES, IN THE PREAMBLE,

AN ATTRACTIVE, LIVELY, HUMAN SCALE ENVIRONMENT WITH THE PHYSICAL, SOCIAL AND HUMAN INFRASTRUCTURE IN PLACE WILL BOTH IMPROVE THE DOWNTOWN QUALITY OF LIFE, DRAW PEOPLE TO THE AREA AND THUS, ENCOURAGE THE PRIVATE SECTOR TO EXPAND THE RESIDENTIAL, COMMERCIAL AND INDUSTRIAL SECTORS.

TO FOCUS ATTENTION ON THE DOWNTOWN CORE AND, IMPLEMENT THE GOALS OF THE CENTRAL AREA PLAN, A COMMITTEE OF BUSINESSPEOPLE, CITY AND, REGIONAL OFFICIALS FORMED THE CENTRAL AREA CO-ORDINATING AND IMPLEMENTATION LIAISON COMMITTEE (CACILC): THIS COMMITTEE MET MONTHLY TO DISCUSS WAYS AND MEANS TO IMPLEMENT DOWNTOWN IMPROVEMENTS; SET PRIORITIES; AND, DISCUSS ALTERNATIVES, ACTIONS AND PROBLEMS.

THE COMMITTEE SUBSEQUENTLY RECOMMENDED THE PREPARATION OF A DOWNTOWN MASTER PLAN - OR ACTION PLAN - TO SHOW THE DESIRED END RESULT FOR THE DOWNTOWN AREA AND, THE IMPROVEMENTS AND ALTERATIONS NECESSARY TO ACHIEVE THAT END. THE PLAN WAS TO BE ACTION-ORIENTED INASMUCH AS THE POLICY FRAMEWORK HAD ALREADY BEEN ESTABLISHED IN THE CENTRAL AREA PLAN. FURTHER, IT



(THE ACTION PLAN) WAS TO CONCENTRATE ON CHANGES TO THE EXISTING STREETScape, RATHER THAN REDEVELOPMENT OR COSTLY LARGE-SCALE IMPROVEMENTS.

THE GOALS OF THE STUDY WERE:

- (I) TO OUTLINE A DETAILED PLAN OF ACTION FOR REVITALIZING THE DOWNTOWN CORE THROUGH VARIOUS IMPROVEMENTS, ALTERATIONS AND INPUT, WITH AN EMPHASIS ON PHYSICAL IMPROVEMENTS, AS WELL AS TO MAKE RECOMMENDATIONS FOR POTENTIAL NEW MUNICIPAL REGULATIONS, PUBLIC WORKS AND, PRIVATE RENOVATIONS; AND,
- (II) TO SHOW THE END RESULT OF THOSE ACTIONS, AND THE BENEFITS ACCRUING TO THE BUSINESS-PEOPLE AND THE CITY,

THE OBJECTIVES WERE AS FOLLOWS:

- (I) THROUGH A MARKETING STUDY, DETERMINE THE BEST APPROACH TO DOWNTOWN REVITALIZATION AND ENHANCEMENT OF THE DOWNTOWN'S ROLE IN THE COMMERCIAL HIERARCHY OF THE CITY AND REGION;
- (II) TO PROVIDE AN INVENTORY OF DOWNTOWN NEEDS, OR ALTERNATIVE ACTIONS IN ORDER TO ACHIEVE THE DESIRED END RESULT;
- (III) TO EXAMINE THE COSTS AND BENEFITS OF EACH OF THOSE ALTERNATIVES;
- (IV) THROUGH A COST/BENEFIT ANALYSIS, RECOMMEND PRIORITIES FOR SHORT TERM AND LONGER TERM ACTION; AND,

- (v) DETAIL A DOWNTOWN ACTION PLAN OR BLUEPRINT FOR REVITALIZATION WHICH WOULD OUTLINE SPECIFIC ACTIONS TO BE TAKEN - WHEN, HOW AND, BY WHOM.

BASED UPON THESE GOALS AND OBJECTIVES, DU TOIT ASSOCIATES, LTD., A FIRM OF ARCHITECTS, URBAN PLANNERS AND LANDSCAPE ARCHITECTS, WAS HIRED TO CONDUCT THE STUDY AS OUTLINED. DU TOIT ASSOCIATES COMPLEMENTED IT'S STUDY TEAM WITH THE RESEARCH DIVISION OF DESIGN INTERNATIONAL, DESIGN AND DEVELOPMENT CONSULTANTS, ALONG WITH BARTON ASCHMAN (CANADA), LTD., TO PROVIDE EXPERTISE IN THE AREAS OF MARKET RESEARCH, AND TRAFFIC AND TRANSIT PLANNING, RESPECTIVELY.

THE STUDY AREA

FIGURE 1. ILLUSTRATES THE STUDY AREA WITHIN THE CONTEXT OF BOTH THE CITY OF HAMILTON AND, THE DOWNTOWN CORE. IN CLOCKWISE FASHION, THE BOUNDARY IS THUS: FROM KING STREET WEST, NORTH ALONG THE FORMER ALIGNMENT OF PARK STREET TO YORK BOULEVARD; EAST ON YORK BOULEVARD TO MACNAB STREET; NORTH ON MACNAB STREET TO VINE STREET; EAST ON VINE STREET TO, APPROXIMATELY, THE REAR PROPERTY LINES ON THE EAST SIDE OF JAMES STREET; SOUTH, ACROSS REBECCA TO, APPROXIMATELY, THE REAR PROPERTY LINES ON THE NORTH SIDE OF KING WILLIAM STREET; EAST ON KING WILLIAM STREET TO, APPROXIMATELY, THE REAR OF THE PROPERTY AT THE NORTH-EAST INTERSECTION OF MARY AND KING WILLIAM STREETS; SOUTH TO KING WILLIAM STREET; EAST AGAIN ON KING WILLIAM STREET TO WELLINGTON STREET; SOUTH ON WELLINGTON STREET TO MAIN STREET; WEST ON MAIN STREET TO MACNAB STREET; NORTH ON MACNAB STREET TO KING STREET; AND, WEST ON KING STREET TO THE POINT OF COMMENCEMENT.

THE WORK PROGRAMME AND REPORT STRUCTURE

THE WORK PROGRAMME OF THE CONSULTANT STARTED WITH THE STATEMENT OF A GENERAL PROBLEM, FOLLOWED BY A DETAILED INVESTIGATION OF THE SPECIFIC PROBLEMS, RELATING THREE COMPONENT PARTS OF THE STUDY (I.E., MARKETING AND RETAIL; TRAFFIC AND TRANSIT; AND, STREETSCAPING). ISSUES RAISED IN THE CONTEXT OF THESE THREE COMPONENTS WERE THEN ESTABLISHED, FOLLOWED BY A SERIES OF SUGGESTED SOLUTIONS INTENDED TO RESOLVE THOSE ISSUES. WITHIN THE RANGE OF SUGGESTED SOLUTIONS, VARIOUS OPTIONS WERE EXPLORED WHICH THEN REQUIRED A COST/BENEFIT ANALYSIS BEFORE AN APPROPRIATE SELECTION COULD BE MADE.

THE COST/BENEFIT ANALYSIS, AS CONDUCTED BY DU TOIT ASSOCIATES, LTD., WAS, ESSENTIALLY, THE GRADING OF VARIOUS OPTIONS WITH RESPECT TO BENEFITS PERCEIVED TO BE GAINED BY EFFECTED PUBLIC USER GROUPS VIS-A-VIS THE PUBLIC COSTS INVOLVED. BASED UPON THIS ANALYSIS, INITIAL RECOMMENDATIONS WERE MADE BY THE CONSULTANT TEAM, FOLLOWED BY COMMENTS FROM VARIOUS INTEREST GROUPS; COMMENTS WERE RECORDED AND, AN ATTEMPT TO BALANCE THE CONCERNS EXPRESSED, WITHIN THE CONTEXT OF THE ORIGINAL RECOMMENDATIONS, FORMED THE BASIS FOR THE RECOMMENDED PLAN OF ACTION.

TWO PUBLIC MEETINGS WERE HELD BY THE CONSULTANT TO INFORM THE GENERAL PUBLIC AS TO THE PROGRESS OF THE STUDY: THE FIRST MEETING PRESENTED THE PROBLEMS, ISSUES AND OPTIONAL SOLUTIONS AND, THE SECOND PRESENTED THE OPTIONAL SOLUTIONS COMBINED WITH A COST/BENEFIT ANALYSIS AND INITIAL RECOMMENDATIONS. AT BOTH MEETINGS, THE CONSULTANT INVITED THE PUBLIC TO RESPOND BOTH AT THE MEETING AND, IN WRITING. COMMENTS WERE TAKEN UNDER ADVISEMENT BY THE CONSULTANT AND APPLIED TO THE SUBSEQUENT STAGES OF THE STUDY PROCESS.

IT IS TO BE NOTED THAT THE STUDY OBJECTIVES CALLED, IN THE FIRST STEP, TO DETERMINE THE BEST APPROACH TO DOWNTOWN REVITALIZATION AND, ENHANCEMENT OF THE DOWNTOWN'S ROLE IN THE COMMERCIAL HIERARCHY OF THE CITY AND REGION THROUGH A MARKETING STUDY. WHILE RECOGNIZING THE FUNDAMENTAL BACKBONE OF THE MARKETING ASPECT, IT WAS THE BELIEF OF DU TOIT ASSOCIATES LTD., THAT BOTH THE PROBLEMS AND SOLUTIONS ARE DEPENDENT UPON THE INTER-RELATIONSHIP BETWEEN TRAFFIC AND TRANSIT PLANNING; THE STREETScape DESIGN; AND A MARKETING STRATEGY. WITH THAT IN MIND, THE CONSULTANT APPROACHED THE STUDY WITH EQUAL EMPHASIS IN EACH OF THESE THREE AREAS, WITH A VIEW TO BALANCING ALL OF THE INTER-RELATED CONCERNS.

PROPOSED ACTION PLAN SOLUTIONS

INTRODUCTION:

IN THE AREAS OF MARKETING/RETAIL AND, VEHICULAR CIRCULATION, THE CONSULTANT MADE SPECIFIC RECOMMENDATIONS WHICH FORM PART OF THE DOWNTOWN HAMILTON ACTION PLAN, AS SUBSEQUENTLY RECEIVED BY CITY COUNCIL AT IT'S MEETING HELD 1983 JANUARY 11; WHICH ACTION PLAN SERVES AS THE PRIMARY BACKGROUND DOCUMENT TO GUIDE IMPLEMENTATION OF ALL PHASES OF THE PLAN. AS EACH OF THE FOUR PHASES COMES ON-STREAM, COUNCIL IS REQUESTED TO APPROVE, IN PRINCIPLE, THE PRIMARY RECOMMENDATIONS AS CONTAINED IN THE PLAN AND, SUBSEQUENTLY, DETAILED CONCEPTS AND DESIGNS ARE PREPARED FOR IMPLEMENTATION. TO DATE, THIS PROCEDURE HAS BEEN FOLLOWED FOR PHASES I AND II AND, IS IN PROCESS FOR PHASE III.

MOST PERTINENT TO THOSE CAPITAL WORKS WHICH COULD REASONABLY, AND LEGITIMATELY FALL WITHIN THE PURVIEW OF MUNICIPAL ACTION AND, COINCIDENTALLY, RELATIVE TO THE PROVISIONS OF THE PROVINCIAL, COMMERCIAL AREA IMPROVEMENT PROGRAMME (C.A.I.P.), THE CONSULTANT'S OBSERVATIONS AND RECOMMENDATIONS IN RESPECT OF STREETScape IMPROVEMENT - INCLUDING, AS THEY DO, COMMENTS IMPACTING UPON TRAFFIC/TRANSIT AND, MARKETING/RETAIL ISSUES BEAR HIGH-LIGHTING IN THE REDEVELOPMENT PLAN.

STREETScape

THE FOLLOWING ARE A SERIES OF POTENTIAL ACTION PLAN SOLUTIONS:

A) PEDESTRIAN LINKAGES

TO MAKE THE USE OF THE STUDY AREA MORE CONVENIENT FOR THE PEDESTRIAN, IT IS SUGGESTED THAT THE FOLLOWING LINKAGES BE IMPROVED:

- ACCESS AND EGRESS TO, AND FROM PARKING LOTS.
- STREETS WHICH CONNECT PARKING LOTS TO SHOPPING AREAS.
- ALLEYWAYS WHICH CONNECT PARKING AREAS TO SHOPPING AREAS OR REAR ENTRIES OF STORES.
- THROUGH BUILDING CONNECTIONS.
- ACROSS TRAFFIC INTERSECTIONS.
- BETWEEN MAJOR PEDESTRIAN FEATURES.

THESE LINKAGES MAY BE SUPPORTED, AND FACILITATED BY:

- WELL MARKED PEDESTRIAN ACCESS POINTS TO PARKING LOTS WHICH ARE LANDSCAPED AND, POSSIBLY, PROVIDING A SMALL SITTING AREA.

A) PEDESTRIAN LINKAGES (CONTINUED)

- UNIFORMLY STREETSCAPING CONNECTING STREETS. THIS SUGGESTS THE USE OF SPECIAL PAVING, PEDESTRIAN-SCALE LIGHTING AND, A PROGRAMME OF STREET TREE PLANTING AS WELL AS ANCILLARY "FURNITURE" ITEMS (E.G., BENCHES, LITTER CONTAINERS, DIRECTIONAL KIOSKS, BICYCLE RACKS, ETC.).
- CLEANING UP ALLEYWAYS TO THE EXTENT THAT PEDESTRIANS FEEL COMFORTABLE AND SECURE USING THEM. THIS MAY BE ACCOMPLISHED BY PROVIDING SPECIAL PAVING WHICH DENOTES THAT THE PEDESTRIAN HAS A RIGHT TO BE TRAVELLING THROUGH AN ALLEY AS WELL AS SERVICE AND DELIVERY VEHICLES, ETC. IN ADDITION, LIGHTING, SIGNAGE AND, THE IMPROVEMENT OF REAR FAÇADES OF BUSINESSES WOULD SUPPORT THIS.
- ACCESS THROUGH BUILDINGS FROM BACK TO FRONT WHERE FEASIBLE. THIS WOULD REQUIRE THAT REAR ENTRIES TO STORES AND BUSINESSES BE PROVIDED THAT ARE WELL MARKED TO THE PEDESTRIAN.
- PEDESTRIAN CROSSINGS AT INTERSECTIONS SHOULD BE AS SHORT AS POSSIBLE, FACILITATED BY WIDENED SIDEWALKS AT INTERSECTIONS AND A SPECIAL PAVING TREATMENT DENOTING THE AREA WHERE THE PEDESTRIAN MAY CROSS THE ROAD.

B) PEDESTRIANIZATION

TO THE EXTENT THAT IT IS FEASIBLE CONSIDERING TRAFFIC AND TRANSIT REQUIREMENTS, ALL ACTIONS POSSIBLE WILL BE UNDERTAKEN TO MAKE THE PEDESTRIAN FEEL MORE COMFORTABLE AND IN PRIORITY IN THE HEART OF THE SHOPPING AREA. THIS SHALL BE ACCOMPLISHED THROUGH, THOUGH NOT NECESSARILY LIMITED TO THE FOLLOWING TECHNIQUES:

B) PEDESTRIANIZATION (CONTINUED)

- WIDENED SIDEWALKS WHERE POSSIBLE.
- ACCOMODATION OF PEDESTRIANS IN ZONES WHEREIN VEHICULAR AND PEDESTRIAN TRAFFIC ARE SHARED. THIS MAY BE ACCOMPLISHED BY SPECIAL PAVING TREATMENT, THE USE OF BOLLARDS AND, SIGNAGE.
- WHERE THE TRANSIT MALL EXISTS, THE PAVED SURFACES ON THE MALL SHOULD BE OF A TYPE SIMILAR TO THE SIDEWALK AREAS, CREATING AN IMPRESSION THAT THE SPACE IS ALSO A PEDESTRIAN ZONE.
- DECORATIVE PAVING IN VEHICULAR AREAS PROVIDES THE IMPRESSION OF PEDESTRIAN PRIORITY WITHOUT CONSTRAINING THE VEHICULAR FUNCTION.

C) STREETSCAPING TREATMENT

A CO-ORDINATED SYSTEM FOR STREETSCAPE TREATMENT SHALL BE IMPLEMENTED, INCORPORATING THE USE OF SPECIAL PAVING, TREE PLANTING, SEATING, LITTER CONTAINERS, BICYCLE RACKS, PEDESTRIAN-SCALE LIGHTING, BOLLARDS, ETC. THERE WILL BE THE LIKELY REQUIREMENT OF DISTINCTION BETWEEN TREATMENTS IN DIFFERENT AREAS.

SIX (6) DIFFERENT, GENERALIZED TREATMENT TYPES WERE DEVELOPED WHICH CORRESPOND TO VARYING SITE CONDITIONS OUTSIDE THE GORE PARK AREA. THEY ARE AS FOLLOWS:

.../9

c) STREETSCAPING TREATMENT (CONTINUED)

I SPECIAL TREATMENT INCLUDES:

- SELECTIVELY WIDENED SIDEWALKS WITH PROVISION FOR LOADING, BUS STOPS AND, SAFETY TURNING LANES.
- NEW, DECORATIVE SIDEWALK PAVING.
- TREE PLANTING.
- PEDESTRIAN SCALE LIGHTING WITH BANNERS ON POLES.
- BENCHES AND LITTER CONTAINERS.
- INFORMATIONAL KIOSKS.
- SUFFICIENT AREA FOR SIDEWALK CAFÉS AND SALES.
- BOLLARDS TO DEFINE PEDESTRIAN AREAS.
- SPECIAL USE AREAS WHERE PEDESTRIAN SPACE PERMITS (I.E., TOURIST, SHOPPER DISPLAYS).

THIS TYPE OF TREATMENT IS FOR STREETS WITH CONTINUOUS RETAIL FRONTAGE, WHERE SIDEWALKS MAY BE WIDENED, AND WAS IMPLEMENTED ON BOTH SIDES OF KING STREET EAST, BETWEEN JAMES AND MARY STREETS, AS PHASE I OF THE DOWNTOWN HAMILTON ACTION PLAN.

II TYPICAL TREATMENT INCLUDES:

- NEW, DECORATIVE SIDEWALK PAVING.
- TREE PLANTING.
- PEDESTRIAN SCALE LIGHTING WITH BANNERS ON POLES.



c) STREETSCAPING TREATMENT (CONTINUED)

II TYPICAL TREATMENT (CONTINUED)

- BENCHES AND LITTER CONTAINERS.

THIS TYPE OF TREATMENT IS FOR STREETS WITHIN THE STUDY AREA HAVING CONTINUOUS RETAIL FRONTAGE, AND IS TO BE UTILIZED IN PHASE II FOR JAMES STREET, BETWEEN MAIN STREET AND VINE STREET; KING WILLIAM STREET BETWEEN JAMES AND JOHN STREETS; AND, KING STREET EAST, BETWEEN MARY AND WELLINGTON STREETS.

III PARTIAL TREATMENT INCLUDES:

- TREE PLANTING
- BANNERS ON EXISTING LAMP POLES
- BENCHES AND LITTER CONTAINERS.

THIS TYPE OF TREATMENT IS FOR STREETS WITH DISCONTINUOUS RETAIL FRONTAGE OR, WHERE NO BUILDINGS OCCUR AT ALL (I.E., VACANT LOTS, PARKING LOTS, ETC.), AND WILL BE UTILIZED ON ALL OTHER STREETS WITHIN THE ENTIRE STUDY AREA AS PART OF THE PHASE III IMPROVEMENTS. ON HUGHSON STREET, BETWEEN KING AND KING WILLIAM STREETS, AND, ON JOHN STREET, BETWEEN MAIN AND KING WILLIAM STREETS, THE BALANCE OF PHASE III WILL BE IN TYPICAL TREATMENT. DIFFERENCES WITHIN EACH TREATMENT TYPE, TO REFLECT A THEMATIC CHANGE WITHIN THE STUDY AREA, WILL VARY BY WAY OF BANNER DESIGN (I.E., 'DOWNTOWN PROMENADE' B.I.A., JAMES STREET, KING WILLIAM, 'INTERNATIONAL VILLAGE'.).

IV BUFFER TREATMENT INCLUDES:

- TREE AND SHRUB PLANTING ALONG PARKING FRONTAGES.

THIS TYPE OF TREATMENT IS RECOMMENDED FOR USE ADJACENT TO ALL PARKING LOTS AND MAY BE USED IN CONJUNCTION WITH THE ABOVE THREE TREATMENTS.



V ALLEYWAY AND SERVICE LANE IMPROVEMENTS INCLUDE:

- DECORATIVE PAVING WHERE WARRANTED.
- BOLLARDS TO DEFINE VEHICULAR/PEDESTRIAN AREAS.
- IMPROVED SECURITY LIGHTING.
- SIGNAGE.

THIS TYPE OF TREATMENT IS TO BE UTILIZED FOR ALL ALLEYS AND SERVICE LANES, WHERE PEDESTRIAN LINKAGES ARE WARRANTED, AND CONSTITUTES PHASE IV OF THE ACTION PLAN, SCHEDULED FOR IMPLEMENTATION IN 1987 AND 1988.

VI GATEWAY TREATMENT COULD INCLUDE:

- A SERIES OF ILLUMINATED BANNERS, ETC., ON EITHER SIDE OF THE FIVE (5), MAJOR ENTRY INTERSECTIONS INTO THE DOWNTOWN STUDY AREA (I.E., YORK AT BAY, JAMES AT YORK; KING AT WELLINGTON; JOHN AT MAIN; AND, MAIN AT BAY).
- THE INTRODUCTION OF A DOWNTOWN LOGO/SYMBOL WHICH COULD BE INITIATED AT THIS POINT AND CARRIED THROUGHOUT THE DOWNTOWN.
- PERHAPS A SIMPLIFIED GRAPHIC DIRECTORY TO THE MOST CONVENIENT PARKING AREAS WHEN ENTERING FROM ANY ONE PARTICULAR POINT OF ENTRY.

THE GATEWAY TREATMENT WILL BE IMPLEMENTED AS PART OF PHASE II OF THE ACTION PLAN AND, THREE (3) OF THE FIVE GATEWAYS WILL BE WITHIN THE CORE REDEVELOPMENT AREA, DESIGNATED PURSUANT TO THE PROVISIONS OF THE PLANNING ACT.

PHASE II: THE
SECOND PRIORITY ACTIONS

AS OUTLINED ABOVE, RELATIVE TO THE SCHEDULING OF THE FOUR (4) TYPES OF STREETScape IMPROVEMENT, PHASE II OF THE DOWNTOWN HAMILTON



ACTION PLAN, SCHEDULED FOR COMPLETE IMPLEMENTATION IN 1985, INCLUDES:

- IMPROVEMENTS TO JAMES STREET, BETWEEN MAIN STREET AND VINE STREET.
- IMPROVEMENTS TO KING WILLIAM STREET, BETWEEN JAMES AND JOHN STREETS.
- IMPROVEMENTS TO KING STREET EAST, BETWEEN MARY AND WELLINGTON STREET.
- IMPLEMENTATION OF THE GATEWAY TREATMENT AT FIVE (5), MAJOR ENTRY INTERSECTIONS (I.E., YORK AT BAY, JAMES AT YORK/WILSON, KING AT WELLINGTON, JOHN AT MAIN AND, MAIN AT BAY.).

APPOINTMENT OF DESIGN CONSULTANTS

AT IT'S MEETING HELD 1983 NOVEMBER 30, CITY COUNCIL, IN ADOPTING SECTION 1., THE TWENTY-SIXTH REPORT FOR 1983 OF THE PARKS AND RECREATION COMMITTEE, APPROVED THE RETENTION OF THE FIRM OF MOORHEAD FLEMING CORBAN MCCARTHY, LANDSCAPE ARCHITECTS, TO DESIGN, AND SUPERVISE THE CONSTRUCTION OF THE COMPLETION OF PHASE I OF THE DOWNTOWN HAMILTON ACTION PLAN.

SUBSEQUENTLY AND, BASED UPON BOTH THEIR PREVIOUS EXPERIENCE WITH PROJECTS OF A SIMILAR, COMPLEX NATURE AND SCOPE WITHIN OTHER JURISDICTIONS, AS WELL AS THEIR SUCCESSFUL DESIGN OF PHASE I OF THE PLAN, CITY COUNCIL, AT IT'S MEETING HELD 1985 FEBRUARY 19, FURTHER APPROVED THAT:

THE FIRM OF MOORHEAD FLEMING CORBAN MCCARTHY,
LANDSCAPE ARCHITECTS AND RESOURCE PLANNERS,



APPOINTMENT OF
DESIGN CONSULTANTS (CONTINUED)

BE RETAINED TO UNDERTAKE THE DESIGN,
CONTRACT PREPARATION, AND CONSTRUCTION
SUPERVISION OF THE PHASE II EXTENSION OF
THE DOWNTOWN HAMILTON ACTION PLAN, IN
ACCORDANCE WITH THEIR (THE ARCHITECT'S)
WRITTEN PROPOSAL DATED 1984 DECEMBER 20,
AS AMENDED BY FURTHER PROPOSAL DATED 1985
JANUARY 10, OUTLINING PREVIOUS EXPERIENCE
RELATIVE TO SUCH MATTERS, FEES, ASSIGNED STAFF
AND AN IMPLEMENTATION SCHEDULE FOR THIS PROJECT.

THE SECOND PHASE BEING AN EXTENSION OF THE FIRST AND, IN ORDER
TO PROVIDE CONTINUITY THROUGHOUT, IT WAS BOTH LOGICAL AND
REASONABLE TO FURTHER RETAIN THE FIRM OF MOORHEAD FLEMING
CORBAN MCCARTHY.

STUDY APPROACH

FROM THEIR MOST RECENT APPOINTMENT BY CITY COUNCIL (I.E., 1985
FEBRUARY 19) UP TO, AND INCLUDING THE PRESENT, THE CONSULTANT
HAS UTILIZED THE FOLLOWING, BASIC STUDY APPROACH:

- BASED ON THE GENERAL, CONCEPTUAL FRAMEWORK OF THE
DOWNTOWN HAMILTON ACTION PLAN, DU TOIT ASSOCIATES LTD.;
SUBSEQUENT AND ONGOING STUDIES (E.G., PUBLIC TRANSIT
AND, TRAFFIC-RELATED); AND, A THOROUGH UNDERSTANDING
OF THE SPECIFIC CONCERNS OF BOTH THE BROADER, AND
IMMEDIATE COMMUNITY, SKETCH CONCEPT PLANS WERE PREPARED
FOR THE THREE BASIC STREET AREAS. THESE CONCEPT PLANS
WERE SUITABLE FOR INTERNAL, TECHNICAL DISCUSSION AND,
WITH BASIC REFINEMENT, SUITABLE FOR PRESENTATION TO



THE PUBLIC. MEETINGS WERE HELD WITH BUSINESSPEOPLE FROM ALL AREAS, AS WELL AS BI-WEEKLY WITH THE DOWNTOWN ACTION PLAN CO-ORDINATING COMMITTEE OF THE PLANNING AND DEVELOPMENT COMMITTEE.

- IN ADDITION TO APPRECIATING THE NEEDS AND SENSITIVITIES OF EFFECTED BUSINESSES AND OWNERS, IT HAS BEEN CRITICAL TO UNDERSTAND THE IMPLICATIONS OF STREET AND UTILITY UPGRADING, AND TO LIAISE WITH APPROPRIATE MUNICIPAL STAFF.

- SPECIFICALLY, THE SCOPE OF THE WORK GENERALLY INCLUDES:

CHANGES TO CURB ALIGNMENTS AS APPROPRIATE AND ACCEPTABLE.

SIDEWALK PAVING AND DESIGN.

PEDESTRIAN-SCALE LIGHTING.

STREET FURNITURE (BENCHES, LITTER CONTAINERS, BICYCLE RACKS, INFORMATION KIOSKS, ETC.).

DESIGNATION OF CAFÉ AND/OR SIDEWALK SALES AREAS.

SPECIAL USE AREAS.

TREE PLANTING.

BANNERS AND GRAPHICS
(IF, AND AS APPROPRIATE).

OTHER APPROPRIATE SITE FEATURES.

- THE REVIEW PROCESS WITH STAFF AND PUBLIC INPUT TO CULMINATE WITH AN ACCEPTABLE, DETAIL DESIGN PLAN INDICATING AGREED UPON ARRANGEMENT OF THE ABOVE CONSIDERATIONS.
- SUBSEQUENTLY, PURSUANT TO PRESENTATION TO THE PLANNING AND DEVELOPMENT COMMITTEE OF CITY COUNCIL, THE DETAILED DESIGN PLANS TO BE PRESENTED TO A PUBLIC MEETING AND, SUBSEQUENT TO FURTHER REVIEW BY THE COMMITTEE, SUBMITTED TO CITY COUNCIL FOR APPROVAL.
- THE ACCEPTED DESIGN PLAN TO BE DEVELOPED INTO IMPLEMENTATION DRAWINGS, SUITABLE FOR TENDERING, WITH FULL CO-ORDINATION RELATED TO MUNICIPAL LIGHTING, AND UTILITY REQUIREMENTS.

AT A MEETING OF THE PLANNING AND DEVELOPMENT COMMITTEE, HELD THE EVENING OF 1985 APRIL 17, THE FIRM OF MOORHEAD FLEMING CORBAN MCCARTHY PRESENTED THE DETAILED DESIGN PLANS TO THE GENERAL PUBLIC FOR COMMENT: MINUTES OF THAT PUBLIC MEETING ARE APPENDED, HERETO, AS APPENDIX 'A'.

SUBSEQUENTLY, AT A SPECIAL MEETING OF THE PLANNING AND DEVELOPMENT COMMITTEE, HELD 1985 APRIL 30, THE FINAL CONCEPT PLANS FOR PHASE II, DATED THAT SAME DATE, WERE APPROVED AND, LATER THAT SAME DATE, IN ADOPTING SECTION 4., THE THIRTEENTH REPORT FOR 1985 OF THE PLANNING AND DEVELOPMENT COMMITTEE, CITY COUNCIL CONCURRED...

- '(A) THAT THE CONCEPT PLAN PREPARED BY MOORHEAD FLEMING CORBAN MCCARTHY, LANDSCAPE ARCHITECTS, DATED 1985 APRIL 30, FOR THE PHASE II STREET-SCAPE OF THE DOWNTOWN HAMILTON ACTION PLAN, ATTACHED HERETO AS APPENDIX "B" BE APPROVED; AND,

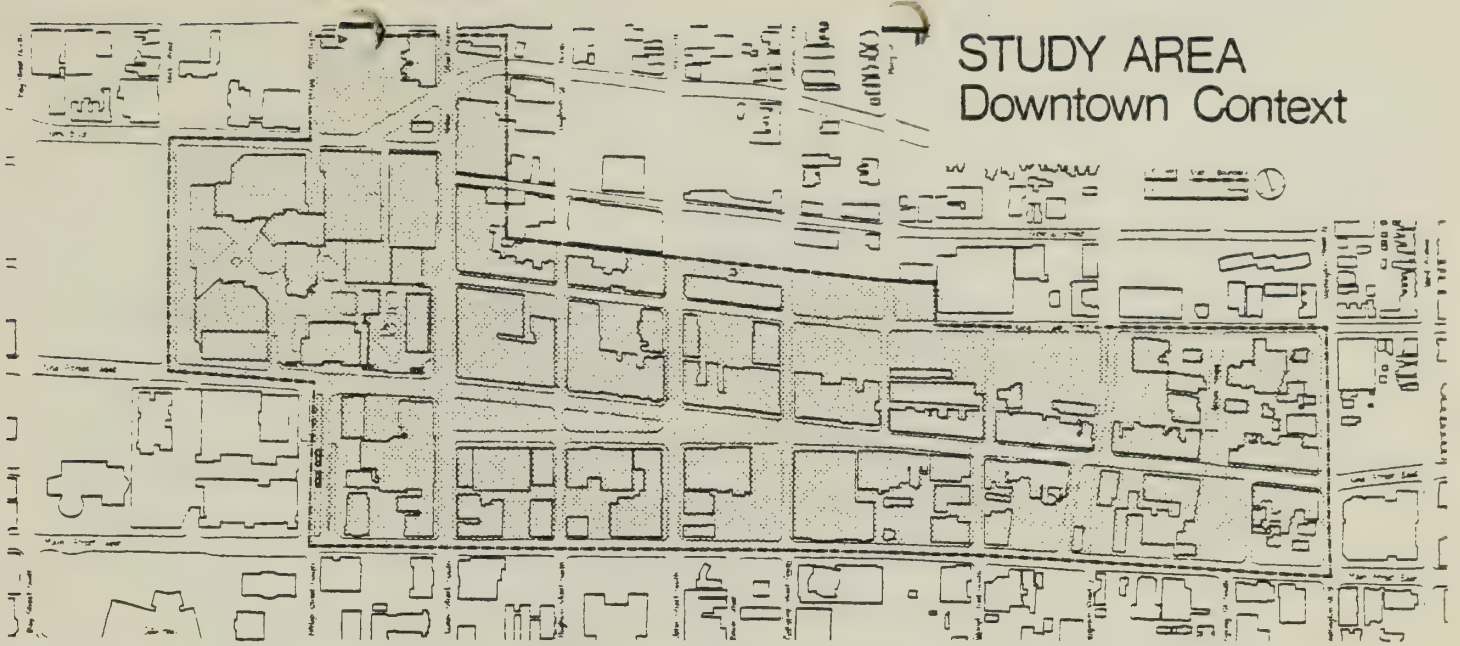


- (B) THAT THE WORKING DRAWINGS FOR THE PHASE II STREETScape BE SUBMITTED TO THE PLANNING AND DEVELOPMENT COMMITTEE FOR APPROVAL PRIOR TO TENDERING.'

FURTHER APPENDED HERETO, AS APPENDIX "C", IS THE 'STREETScape PHASE II Cost Estimate', DATED 1985 MARCH 27, AS REVISED 1985 APRIL 30, EXCLUDING MUNICIPAL ADMINISTRATION COSTS AND CONSULTANT'S DESIGN FEES.

CITY COUNCIL, AT IT'S MEETING HELD 1985 MAY 14, IN ADOPTING SECTION 17., THE FOURTEENTH REPORT FOR 1985 OF THE PLANNING AND DEVELOPMENT COMMITTEE, FURTHER APPROVED THE RETENTION OF MOORHEAD FLEMING CORBAN MCCARTHY TO CARRY OUT THE DESIGN OF THE FIVE (5) 'GATEWAYS', TO BE CO-ORDINATED WITH THE STREET-SCAPE DESIGN. AT SUCH TIME AS THE DESIGN IS COMPLETE, AND APPROVED BY CITY COUNCIL, THIS PART OF PHASE II (I.E., THE "GATEWAYS") WILL BE DEALT WITH AS AN APPENDIX TO THIS REDEVELOPMENT PLAN.

STUDY AREA Downtown Context



Municipal Context



Fig. 1



Wednesday, 1985 April 17
7:30 o'clock p.m.
Second Floor Lobby, City Hall

The Planning and Development Committee met

There were present: Alderman W. M. McCulloch, Chairman
Mayor R. M. Morrow
Alderman T. Murray

Also present: Alderman B. Hinkley, Chairman, Parks and Recreation
Committee
Alderman J. A. Bethune, Chairman, Downtown Action Plan
Co-ordinating Committee
Mr. E. Kowalski, Director of Community Development
Mr. E. M. Gill, Traffic Planning Engineer
Mr. G. Godley, Manager, Neighbourhood and Area Plans'
Section, Planning Department
Mr. Steve Moorhead Moorhead Fleming
Mr. Frank Basciano Corban and
and Mr. P. Smith McCarthy
Mr. J. D. Thompson, Secretary

A public meeting of the Planning and Development Committee was held to present draft plans for Phase II of the Downtown Action Plan.

Mr. Steve Moorhead presented the concept plan and slides for the Phase II Streetscape of the Downtown Hamilton Action Plan which includes King Street West from Mary to Wellington, James Street from Main to Vine, and King William Street from James to John.

With respect to the basic reconstruction schedule, Mr. Moorhead explained that the City would like to go to tender in May and start construction in June with a projected completion date in September. In order to avoid business interruption, the contractor will be instructed that no area is to be under construction for a prolonged period of time - i.e. 1 week to 10 days. Barring unforeseen conditions, such as inclement weather, specifications will be very specific in respect of staging of reconstruction.

During the question and answer period, Mr. Wasserman expressed concern over the type of tree grates to be used in the reconstruction program. He felt that they should be upgraded. He also submitted that each business district should be allowed to have input in respect of the colour and pattern of the brick paving stones to be used in the sidewalk reconstruction. The following suggestions were also submitted by merchants: use the same pattern of pavers on King Street as proposed for King William Street; erect signs informing the general public of the period of reconstruction; merchants on James Street want as much on-street parking as possible.

Following the general question and answer period, the Chairman stated that the various comments and suggestions will be taken under advisement and that written submissions from property owners or other interested persons must be received by 1985 April 26.

The meeting then adjourned

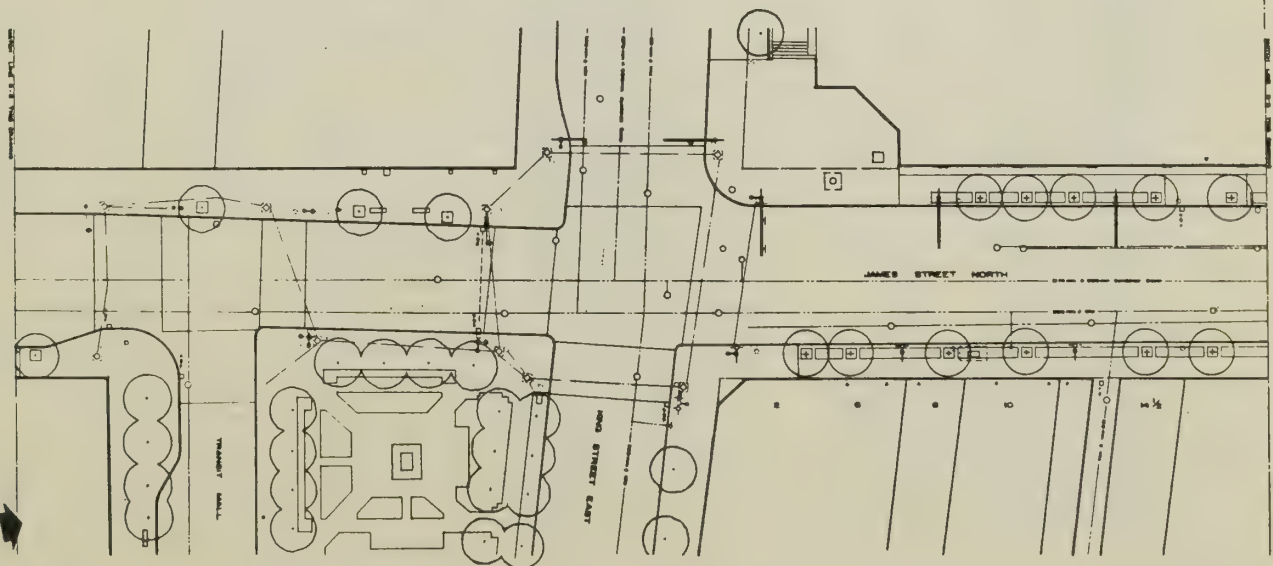
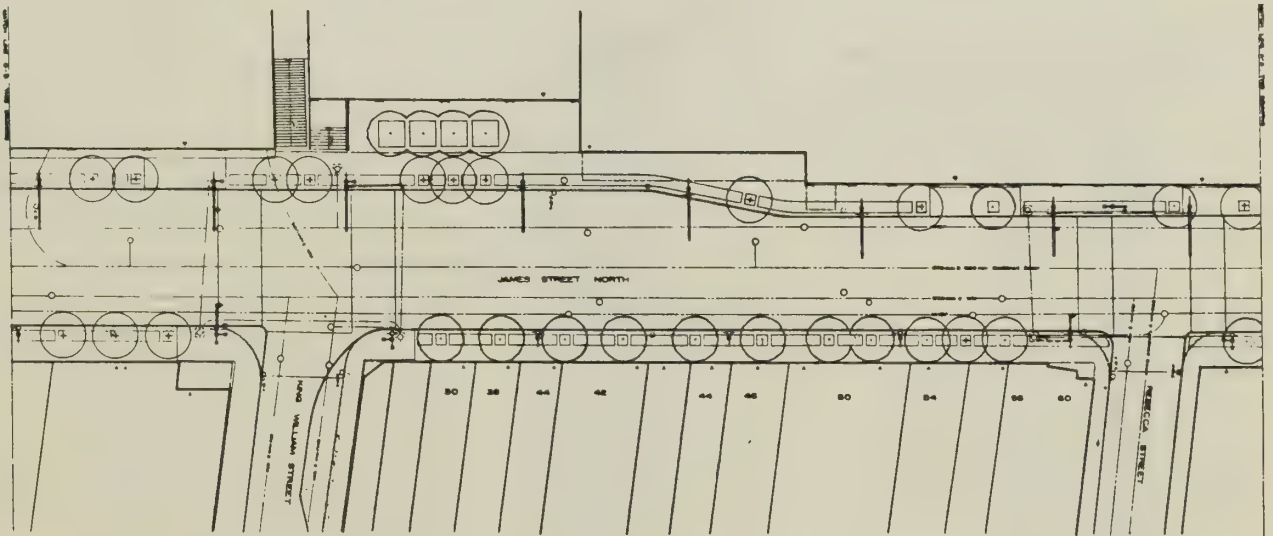
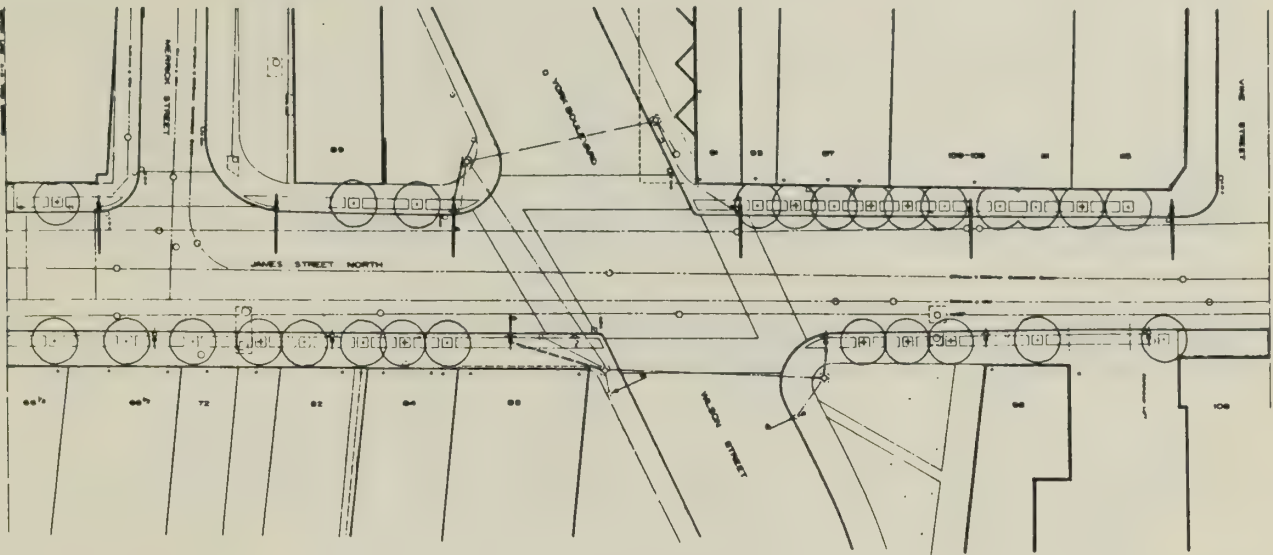
Taken as read and approved,

John D. Thompson, Secretary
Planning and Development Committee
1985 April 17

Alderman W. M. McCulloch, Chairman
Planning and Development Committee

Typed by M. J. Walton





No.	Revisions	Date

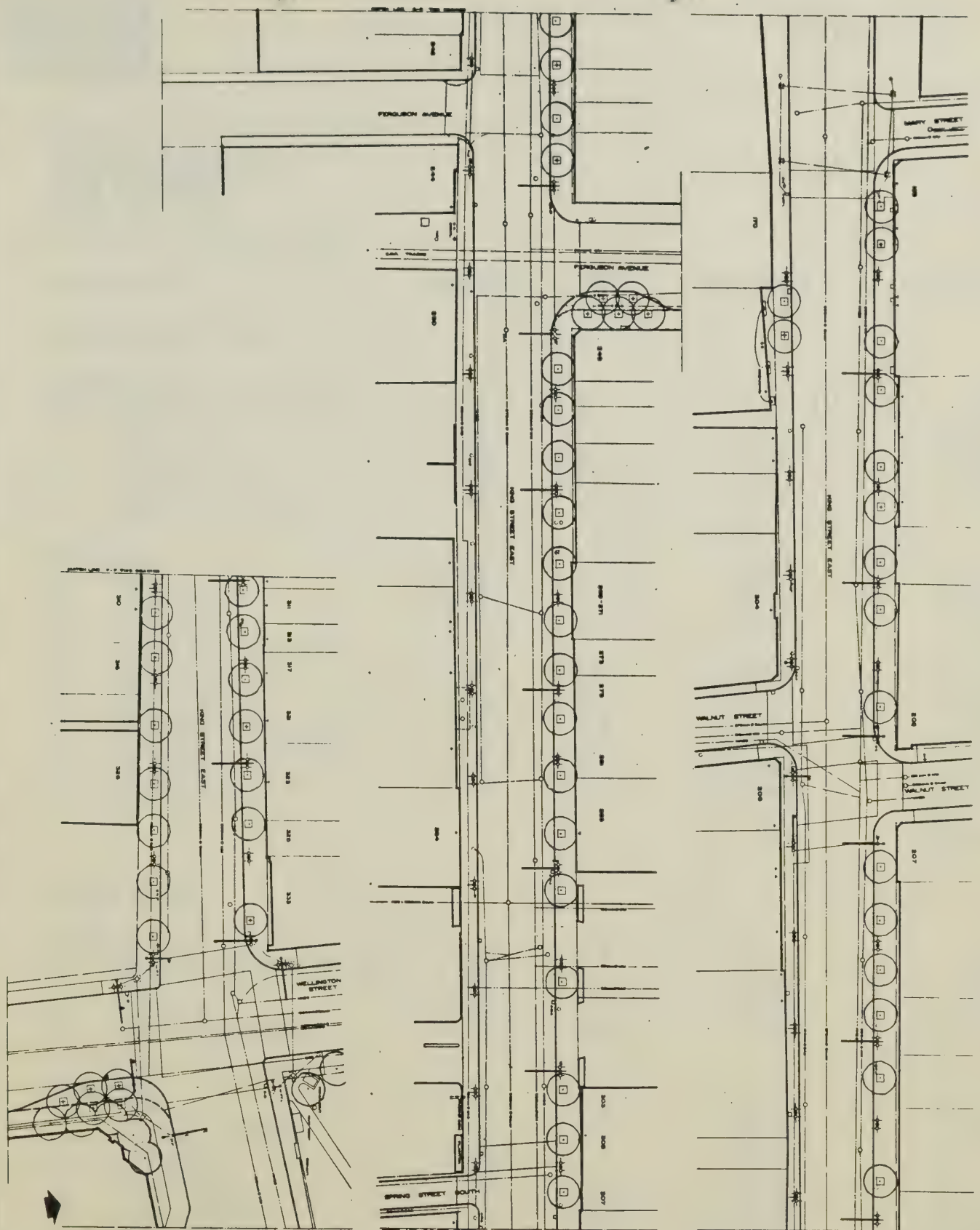
Metropolitan
Engineering
Consulting
Inc.
 1111 10th Street
 11th Floor
 Ottawa, Ontario
 K1P 1H1

Downtown Hamilton
Action Plan
Streetscape
Phase II
 Hamilton, Ontario
 2007-2011

LAYOUT PLAN
 Scale: 1:2000
 Date: April 30, 2008
 Drawn: [Name]
 Approved: [Name]
 Project No.: 603
 Client's Project No.: [Number]
 Drawing No.: [Number]

L-4





No.	Description	Date

Approved
 [Signature]
 [Name]
 [Title]
 [Date]

Downtown Harrison Street Streetcape Phase II
 [Text]
 [Text]

Scale	1" = 20'
Date	April 22, 2008
Drawn by	[Name]
Project No.	0802
Client Project No.	[Number]
Drawing No.	L-6

**DOWNTOWN HAMILTON ACTION PLAN
STREETSCAPE PHASE II
COST ESTIMATE**

March 27, 1985

April 30, 1985 (Revised)

Description	Quantity	Unit	Unit Cost	Total Cost
KING WILLIAM STREET				
<u>Demolition</u>				
1. Asphalt Scarification	1575	m ²	\$ 1.00	\$ 1,575.00
2. Curb	485	m	5.50	2,668.00
3. Sidewalk	1290	m ²	13.00	16,770.00
4. Asphalt	560	m ²	6.00	3,360.00
5. Electrical Poles	9	each	400.00	3,600.00
<u>New Work</u>				
1. Curb	480	m	35.00	16,800.00
2. Sidewalk	1730	m ²	50.00	86,500.00
3. Crossings	150	m	35.00	5,250.00
4. Trees complete with grates	56	each	750.00	42,000.00
5. Light Poles	28	each	3,200.00	89,600.00
6. Road Resurface (75mm)	1575	m ²	9.00	14,175.00
7. Concrete Road Base	290	m ²	20.00	5,800.00
8. CB Relocation	4	each	1,500.00	6,000.00
9. Miscellaneous			Lump Sum	12,000.00
				\$ 306,098.00

JAMES STREET

<u>Demolition</u>				
1. Asphalt Removal/saw cut	897	m ²	6.00	5,382.00
2. Curb	720	m	5.50	3,960.00
3. Sidewalk	2714	m ²	13.00	35,282.00
4. Electrical Poles	49	each	400.00	19,600.00
<u>New Work</u>				
1. Curb	720	m	35.00	25,200.00
2. Asphalt Repairs	432	m ²	40.00	17,280.00
3. Sidewalk	2714	m ²	38.00	103,132.00
4. Crossings	720	m ²	35.00	25,200.00
5. Light Poles	22	each	3,200.00	70,400.00
6. Traffic Poles	10	each	5,600.00	56,000.00
7. Trolley Poles	18	each	4,600.00	82,800.00
8. Trees	38	each	500.00	19,000.00
9. Miscellaneous			Lump Sum	17,000.00
				\$ 480,236.00

DOWNTOWN HAMILTON ACTION PLAN
STREETSCAPE PHASE II
COST ESTIMATE
March 27, 1985
April 30, 1985 (Revised)

Page 2.

Description	Quantity	Unit	Unit Cost	Total Cost
KING STREET				
Demolition				
1. Asphalt	1100	m ²	6.00	6,600.00
2. Curb	875	m	5.50	4,813.00
3. Sidewalk	2750	m ²	13.00	35,750.00
4. Electrical Poles	37	each	400.00	14,800.00
5. Miscellaneous			Lump Sum	5,000.00
New Work				
1. Asphalt	534	m ²	15.00	8,010.00
2. Curb	875	m	35.00	30,625.00
3. Sidewalk	2650	m ²	45.00	119,250.00
4. Crosswalk	560	m ²	35.00	19,600.00
5. Trees complete with Grates	13	each	750.00	9,750.00
6. Grates	43	each	250.00	10,750.00
7. Traffic Poles	5	each	5,600.00	28,000.00
8. Light Poles	40	each	3,200.00	128,000.00
9. Trolley Poles	17	each	4,600.00	78,200.00
10. Miscellaneous			Lump Sum	20,000.00
				\$ 519,148.00

SUMMARY

KING WILLIAM STREET	\$ 306,098.00
JAMES STREET	480,236.00
KING STREET	519,148.00
	\$1,305,482.00
Contingency	100,000.00
	\$1,405,482.00

POSSIBLE OPTIONS

	Qty.	Unit	Unit Cost	Total
1. Metal in lieu of concrete tree grates (extra)	104	each	\$ 500	\$52,000 Extra
2. Bring pavers up to tree with collar on King Street	104	each	(\$ 185)	(\$19,240) Credit
3. Victorian fixture in lieu of clear spheres on King St. East	120	each	\$ 200	\$24,000 Extra

COMMERCIAL AREA IMPROVEMENT
PROGRAMME:

PROVINCIAL/MUNICIPAL COST-SHARING

CITY COUNCIL, AT ITS MEETING HELD 1984 MAY 29, IN ADOPTING SECTION 7., THE TENTH REPORT FOR 1984 OF THE PLANNING AND DEVELOPMENT COMMITTEE, AUTHORIZED THAT AN APPLICATION BE MADE TO THE MINISTRY OF MUNICIPAL AFFAIRS AND HOUSING SEEKING FINANCIAL ASSISTANCE, PURSUANT TO THE PROVISIONS OF THE COMMERCIAL AREA IMPROVEMENT PROGRAMME (C.A.I.P.), IN THE IMPLEMENTATION OF PHASE II OF THE DOWNTOWN HAMILTON ACTION PLAN. SUBSEQUENTLY, BY LETTER DATED 1984 OCTOBER 10, THE THEN MINISTER OF MUNICIPAL AFFAIRS AND HOUSING, THE HONOURABLE CLAUDE F. BENNETT, ADVISED THAT THE REVIEW OF MUNICIPAL APPLICATIONS FOR FUNDING FOR THE 1984-85 FISCAL YEAR HAD BEEN COMPLETED AND, THAT THE CITY OF HAMILTON HAD BEEN ALLOCATED TWO HUNDRED SEVENTY FIVE THOUSAND DOLLARS (\$275 000) BY THE PROVINCE OF ONTARIO.

IN ADDITION, WITH THE DECISION OF CITY COUNCIL TO INCLUDE, IN THE 1985-1989 CAPITAL BUDGET, PROVISION TO IMPLEMENT PHASE III OF THE DOWNTOWN HAMILTON ACTION PLAN, CITY COUNCIL, AT ITS MEETING HELD 1985 FEBRUARY 26, IN ADOPTING SUB-SECTION (D), SECTION 14., THE FOURTH REPORT FOR 1985 OF THE PLANNING AND DEVELOPMENT COMMITTEE, AUTHORIZED AND DIRECTED THAT A FURTHER APPLICATION BE MADE, TO THE MINISTRY, SEEKING FINANCIAL ASSISTANCE. SUBSEQUENTLY, BY LETTER DATED 1985 APRIL 19, THE HONOURABLE DENNIS R. TIMBRELL, MINISTER OF MUNICIPAL AFFAIRS AND HOUSING ADVISED THAT, PURSUANT TO THE REVIEW OF MUNICIPAL APPLICATIONS FOR FUNDING FOR THE 1985-86 FISCAL YEAR, THE CITY OF HAMILTON HAD BEEN ALLOCATED AN ADDITIONAL FOUR HUNDRED THOUSAND DOLLARS (\$400 000) PURSUANT TO THE PROVISIONS OF THE C.A.I.P.

SCHEDULES I AND II OF THIS APPENDIX PROVIDE, RESPECTIVELY, 'ITEMIZED COST ESTIMATES' AND, A 'CAIP PROJECT IMPLEMENTATION TIMETABLE AND ESTIMATE OF CASH FLOW', FOR PHASE II ONLY, BASED UPON THE PROVINCIAL ALLOCATION (I.E., \$275 000). CONSEQUENTLY, THE SCHEDULES REFLECT A GROSS PROJECT COST OF ONLY FIVE HUNDRED FIFTY THOUSAND DOLLARS (\$550 000), FOR PROVINCIAL ADMINISTRATIVE PURPOSES ONLY. AT SUCH TIME AS CITY COUNCIL APPROVES THE CONCEPTIONAL DESIGN AND COST ESTIMATES FOR STAGE I OF PHASE III (I.E., THE "GATEWAY TREATMENT" AT FIVE MAJOR, ENTRY INTERSECTIONS), FOR IMPLEMENTATION THIS YEAR (I.E., 1985), FURTHER SCHEDULES WILL BE PROVIDED FOR THIS APPENDIX INDICATING BOTH THE ITEMIZED COST ESTIMATES AND, AN IMPLEMENTATION TIMETABLE AND CASH FLOW ESTIMATE RELATIVE TO A GROSS, PHASE III COST OF EIGHT HUNDRED THOUSAND DOLLARS (\$800 000).

ITEMIZED COST ESTIMATES

PROJECT DETAILS	Cost Estimate	Municipal Share (50%)	Provincial Share (50%)		
			Loan	Grant	Total
KING WILLIAM STREET: NEW WORK					
1. Pedestrian Scale Lighting	89 600	44 800		44 800	44 800
2. Trees, c/w Grates	42 000	21 000	21 000		21 000
3. Sidewalk	86 500	43 250	43 250		43 250
JAMES STREET: NEW WORK					
1. Pedestrian Scale Lighting	70 400	35 200	23 425	11 775	35 200
2. Trees	19 000	9 500	9 500		9 500
3. Sidewalk	17 375	8 687.50	8 687.50		8 687.50
KING STREET EAST: NEW WORK					
1. Pedestrian Scale Lighting	128 000	64 000	64 000		64 000
2. Trees, c/w Grates	9 750	4 875	4 875		4 875
3. Sidewalk	17 375	8 687.50	8 687.50		8 687.50
Sub-Total	480 000	240 000	183 425	56 575	240 000
Administration (Not to Exceed 15% of the Sub-Total)	70 000	35 000	NIL	35 000	35 000
Total	550 000	275 000	183 425	91 575	275 000

[illegible]

The Corporation of the City of Hamilton

BY-LAW NO. 85-207

To Amend:

By-law No. 79-275

As Amended By:

By-law No. 82-220

Respecting:

**SITE PLAN CONTROL OF LAND LOCATED ON THE EAST SIDE OF
UPPER WENTWORTH STREET IN THE AREA NORTH OF STONE CHURCH ROAD**

WHEREAS By-law No. 82-220, passed on the 12th day of October, 1982, amended By-law No. 79-275, passed on the 25th day of September, 1979, and established site plan control on the aforesaid land;

AND WHEREAS section 11 of the 24th Report of the Planning and Development Committee, adopted on August 27, 1985, required the removal of the requirement of site plan control on the said land.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Paragraph 50 of Schedule "B" to By-law No. 79-275, as enacted by section 1 of By-law No. 82-220, is repealed.

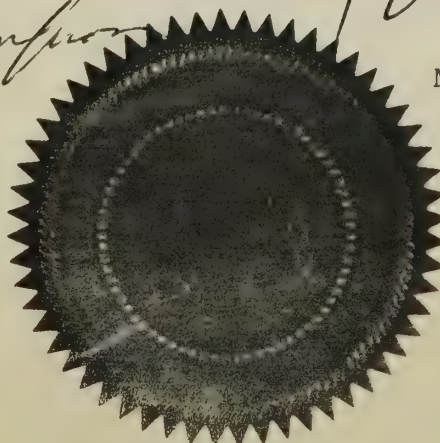
PASSED this Eighth day of October A.D. 1985.

SA Simpson
City Clerk

Prunov
Mayor

CERTIFIED A TRUE COPY

SA Simpson
CITY CLERK



(1985) 24 R.P.D.C. 11, August 27
City Initiative 85-L

The Corporation of the City of Hamilton

BY-LAW NO. 85-208

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 725 LIMERIDGE ROAD EAST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38A of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) district, to "R-4" (Small Lot Single-Family Detached) district, the land,

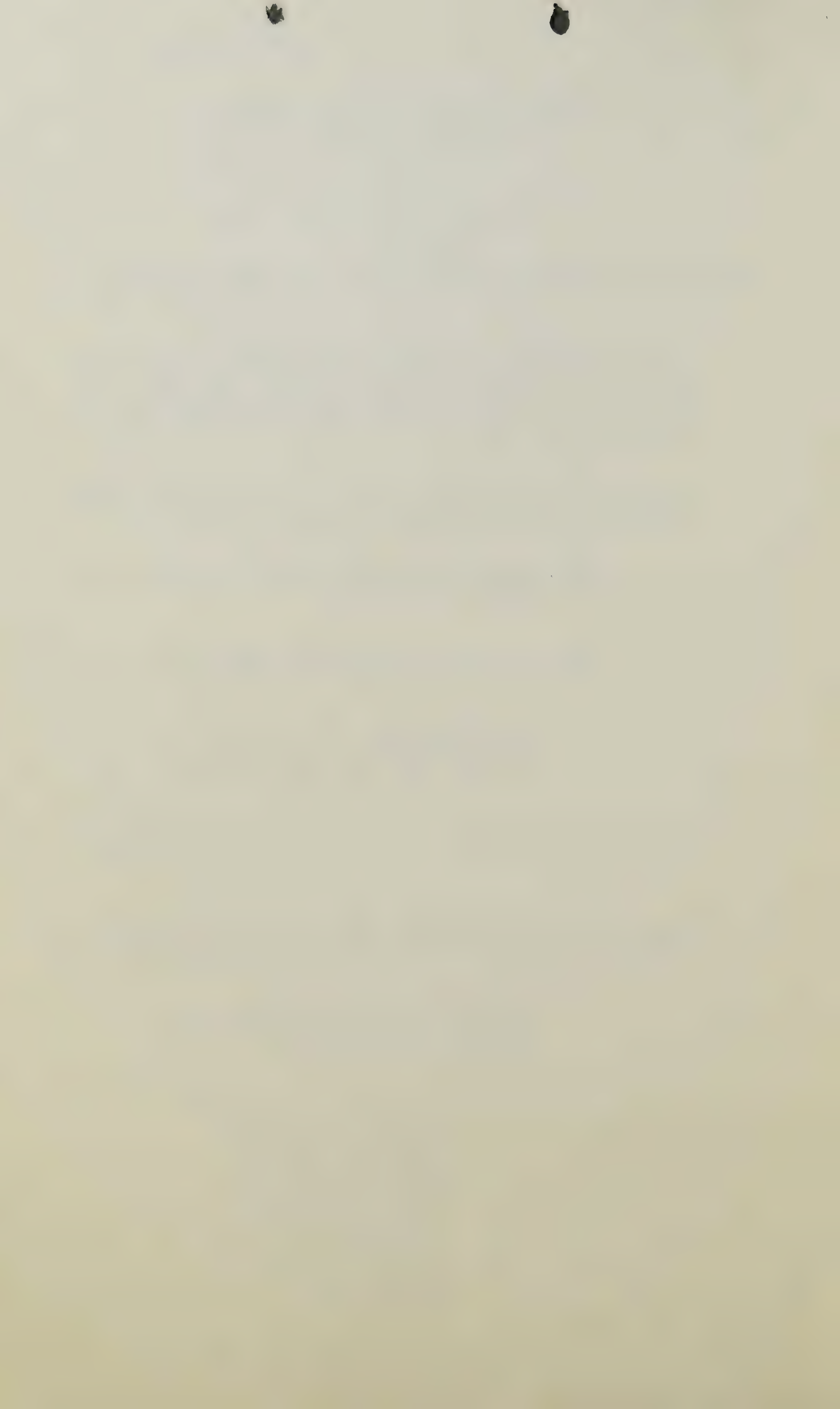
the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "R-4" (Small Lot Single-Family Detached) district provisions applicable to the land referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding clause 9A(2)(c) of By-law No. 6593, every single-family dwelling shall comply with the following,

(i) Intensity of Use Requirements:

- 1. Subject to paragraph 2, every lot or tract of land within the "R-4" District for a single-family dwelling shall have an average lot width of not less than 10.0 metres and an average lot area of not less than 306.0 square metres.



2. No lot or tract of land within the "R-4" District for a single-family dwelling shall have a lot width of less than 9.0 metres or a lot area of less than 278.0 square metres.

3. In paragraph 1,

(i) "average lot area" shall mean the numerical result obtained by dividing the sum of individual single-family lot areas by the total number of single-family lots zoned "R-4";

(ii) "average lot width" shall mean the numerical result obtained by dividing the sum of individual single-family lot widths by the total number of single-family lots zoned "R-4".

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "R-4" District provisions, subject to the special requirements referred to in section 2.

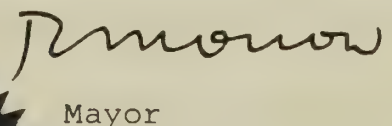
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-928".

5. Sheet No. E-38A of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-928".

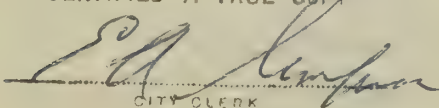
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

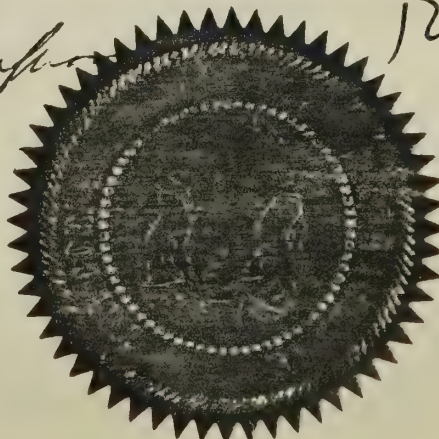
PASSED this Eighth day of October A.D. 1985.

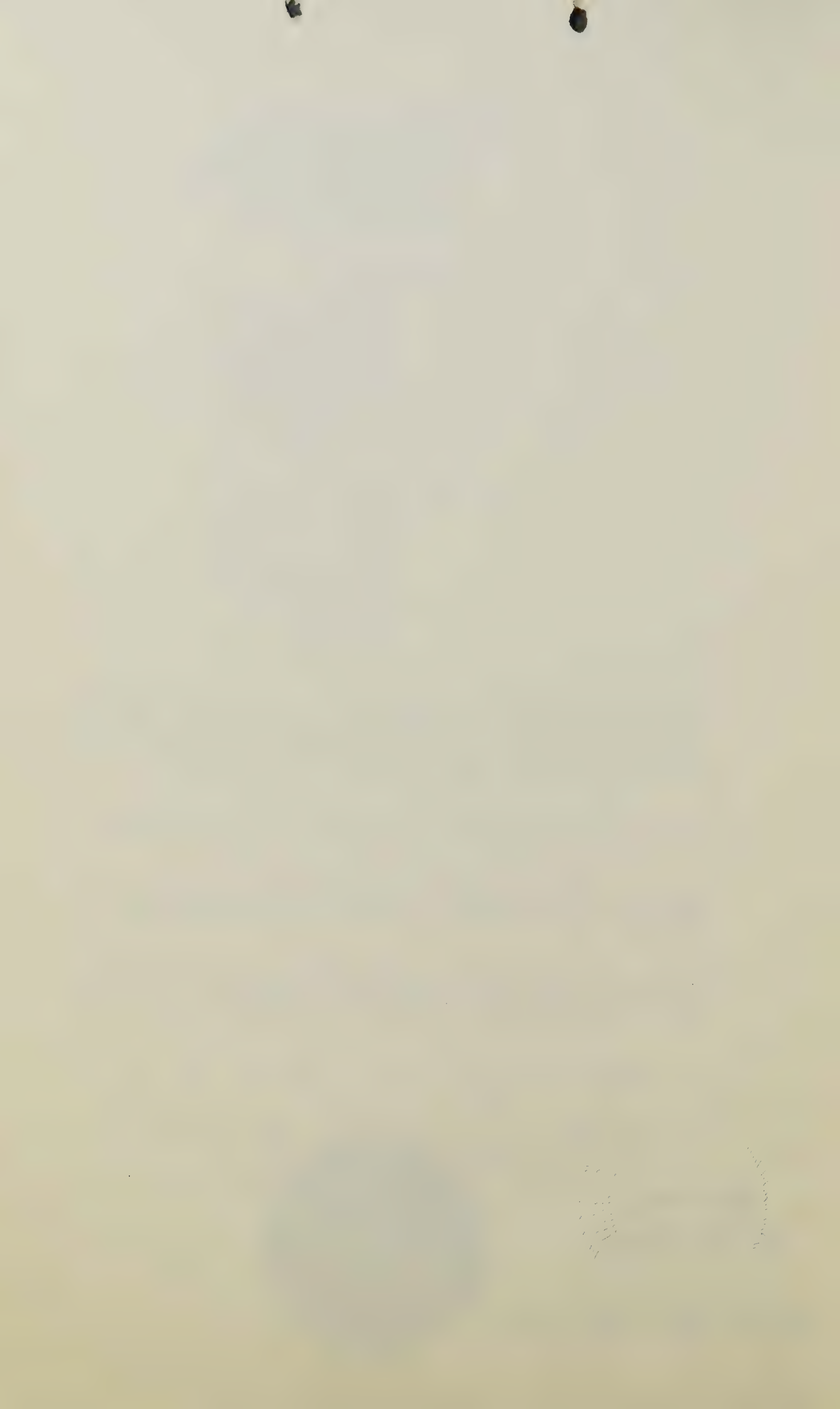

City Clerk


Mayor

CERTIFIED A TRUE COPY

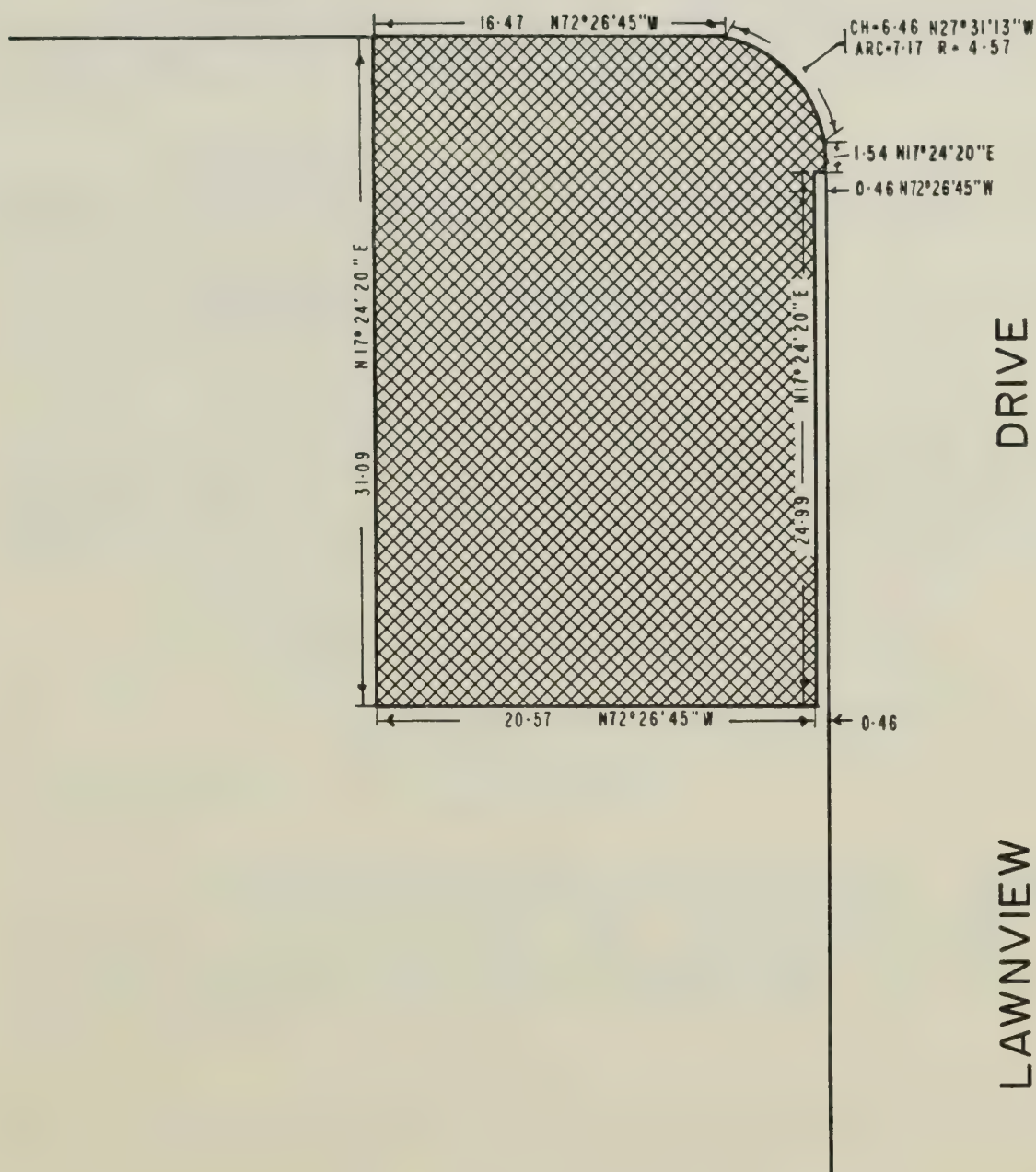

CITY CLERK





LAWNHURST

DRIVE



LOT 8 , CON. 6

ALL DIMENSIONS ARE
IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO.85- 208
PASSED THE 8th DAY OF October, 1985.

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"

MAP FORMING PART OF

BY - LAW NO.85-
TO AMEND BY-LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "C" (URBAN PROTECTED
RESIDENTIAL, ETC.) DISTRICT TO "R-4" (SMALL
LOT SINGLE-FAMILY DETACHED) DISTRICT.

North



Scale

N.T.S.

Date

85-08-22

Reference File No.

ZA85-53

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85-209

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 168 JACKSON STREET WEST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "E-3" (High Density Multiple Dwellings) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding subsection 11C(1) of By-law No. 6593, the following,

(i) **COMMERCIAL USE** shall not be prohibited:

1. Offices.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-3" district provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-930".

4. Sheet No. W-5 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-930".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this Eighth day of October A.D. 1985.

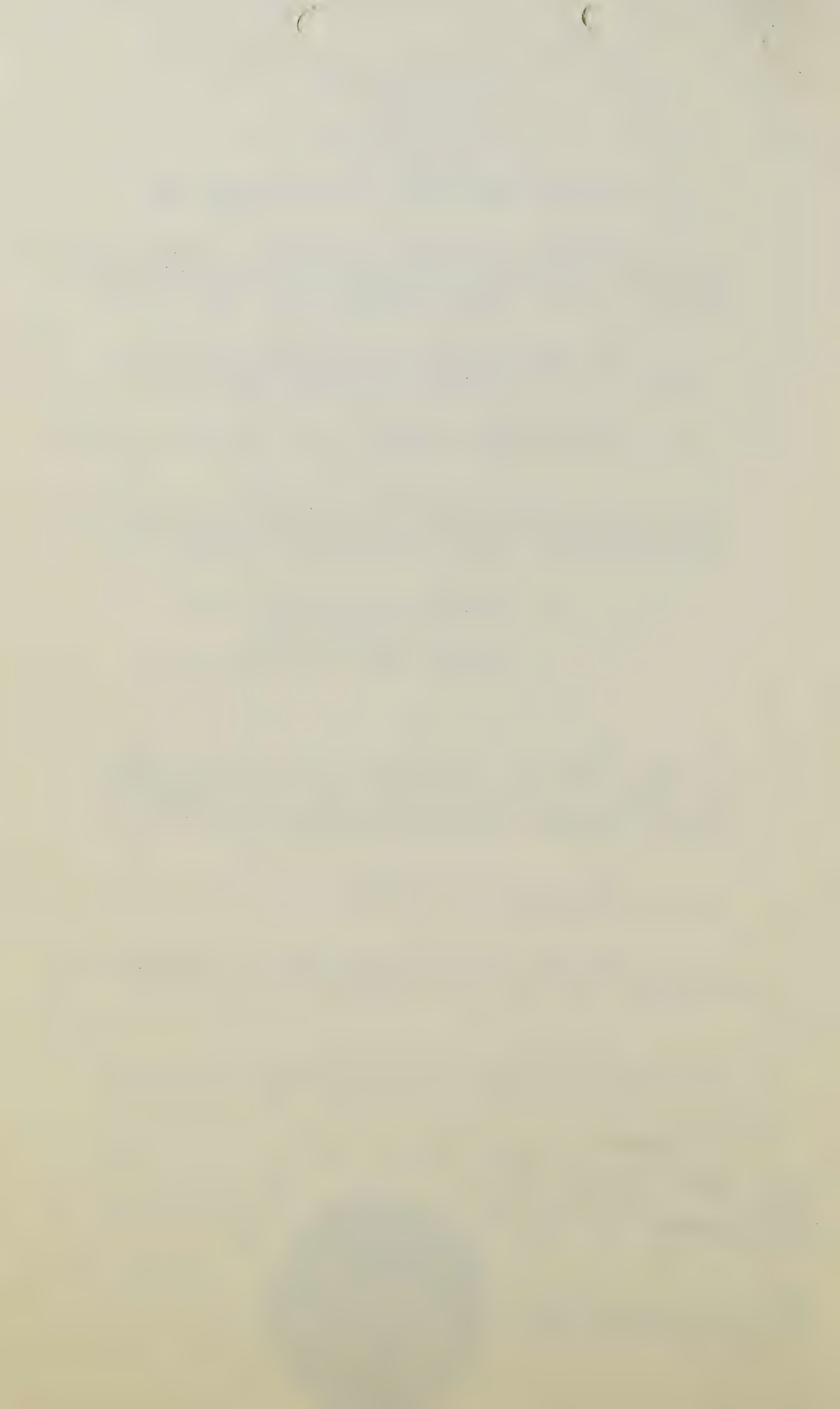
CERTIFIED A TRUE COPY

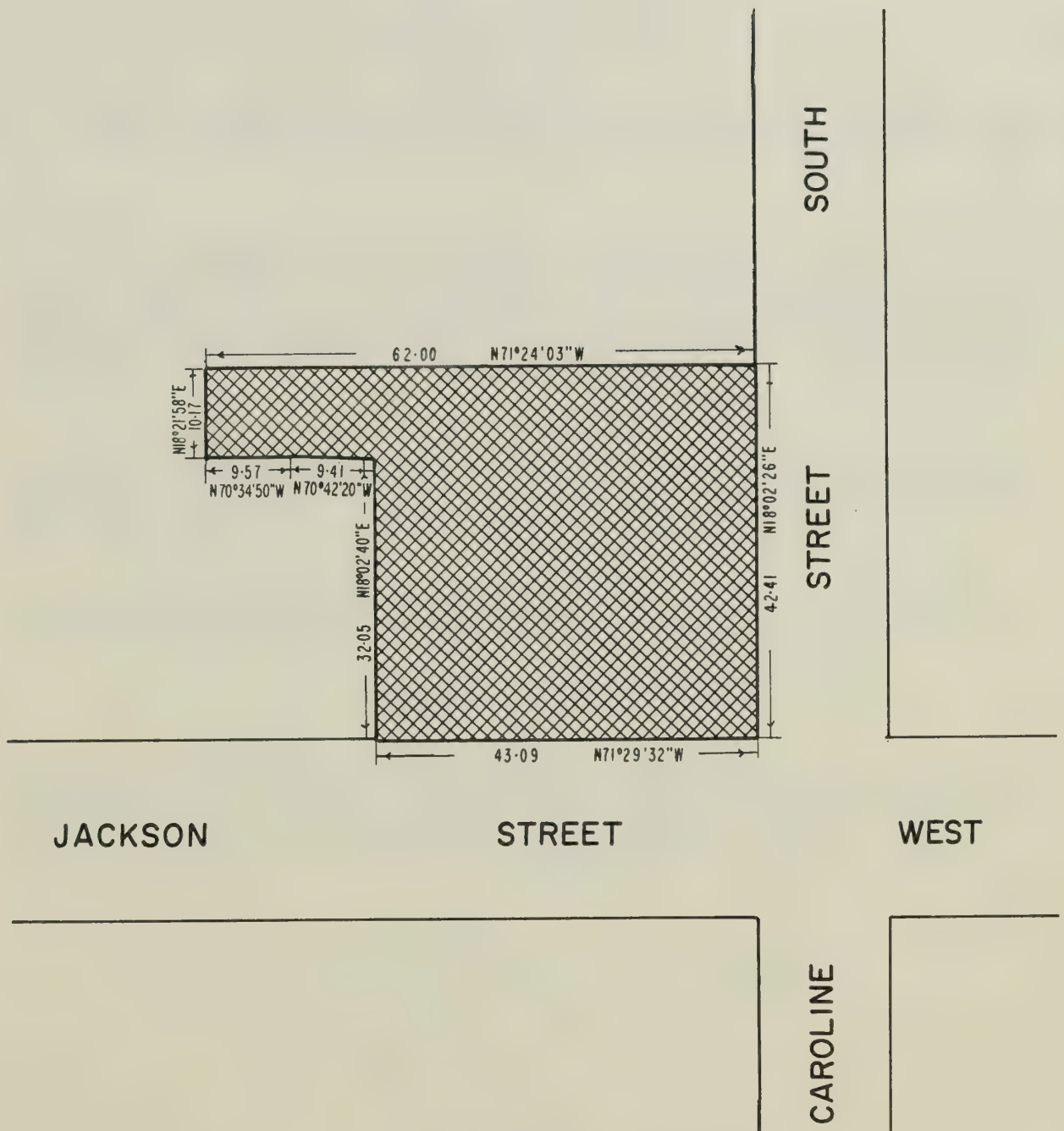
[Signature]
CITY CLERK

[Signature]
City Clerk

[Signature]
Mayor







ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO.85- 209
PASSED THE 8th DAY OF October, 1985.

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"

MAP FORMING PART OF

BY - LAW NO.85-

TO AMEND BY - LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY BY-LAW
NO. 85 -

North



Scale
1 : 750

Date
85-08-29

Reference File No.
ZA 85 - 56

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85- 210

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 300 FENNEL AVENUE EAST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "G-3" (Public Parking Lots) district provisions, applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding subsection 13C(1) of By-law No. 6593, the following,

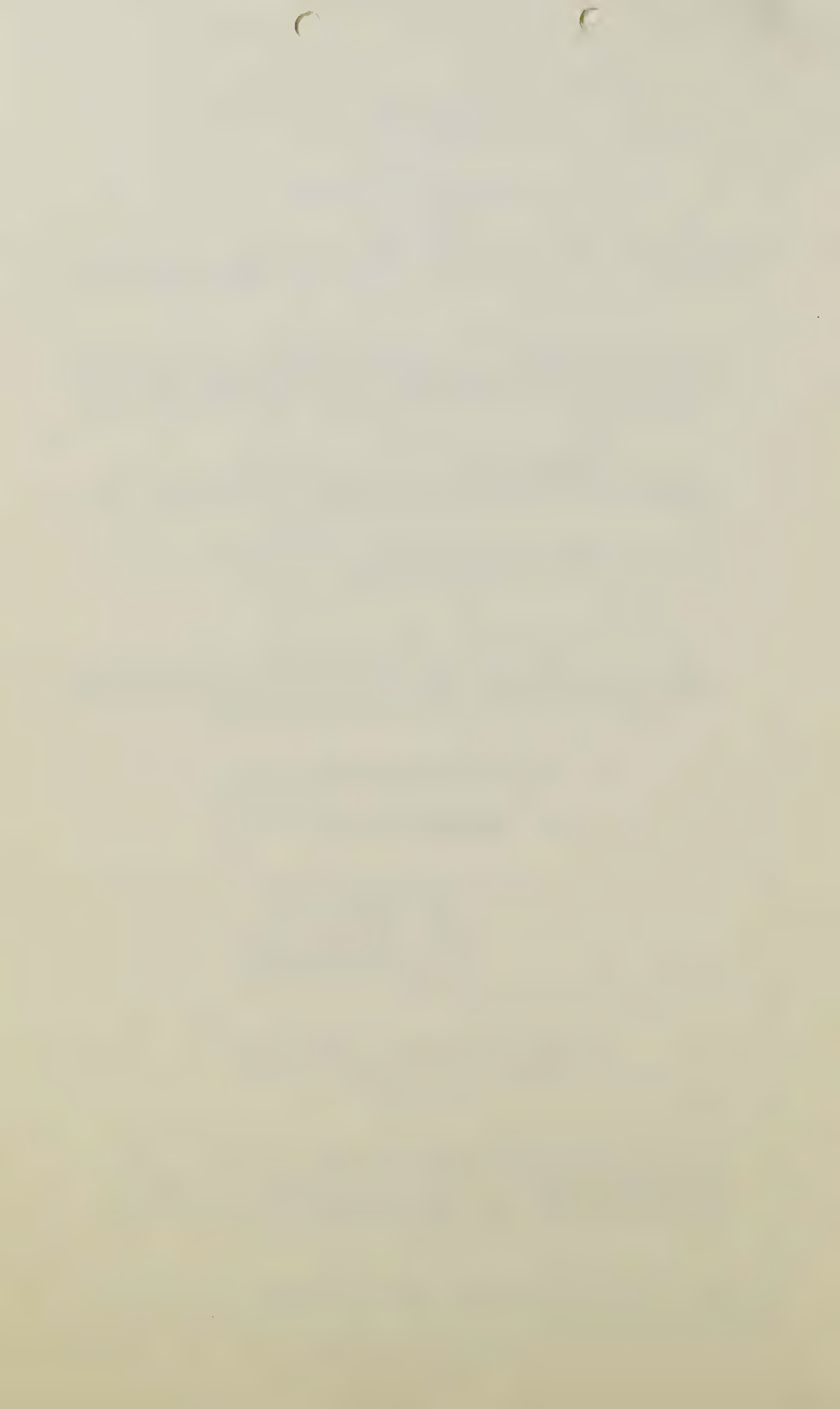
(i) ACCESSORY USE shall not be prohibited:

1. A vocational training school accessory to a union office or union hall, within the building existing on the day of the passing of this by-law;

(b) subclause 3(b)(iv) of TABLE 1 referred to in clause 18A(1)(a) of By-law No. 6593, shall not apply to the Accessory Use.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-3" District provisions, subject to the special requirements referred to in section 1.

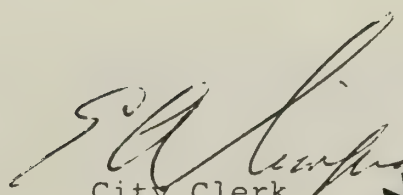
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-929".



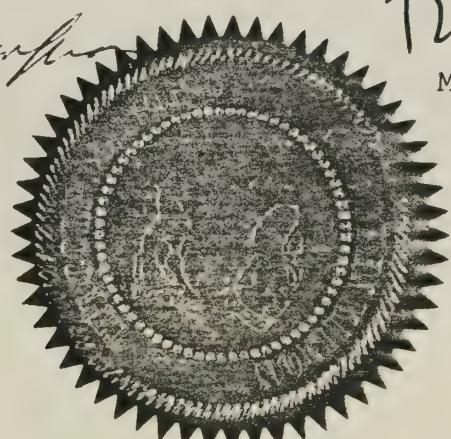
4. Sheets No. E-16 and E-17 of the District Maps are amended by marking the land referred to in section 1 of this by-law, "S-929".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this Eighth day of October A.D. 1985.


City Clerk


Mayor

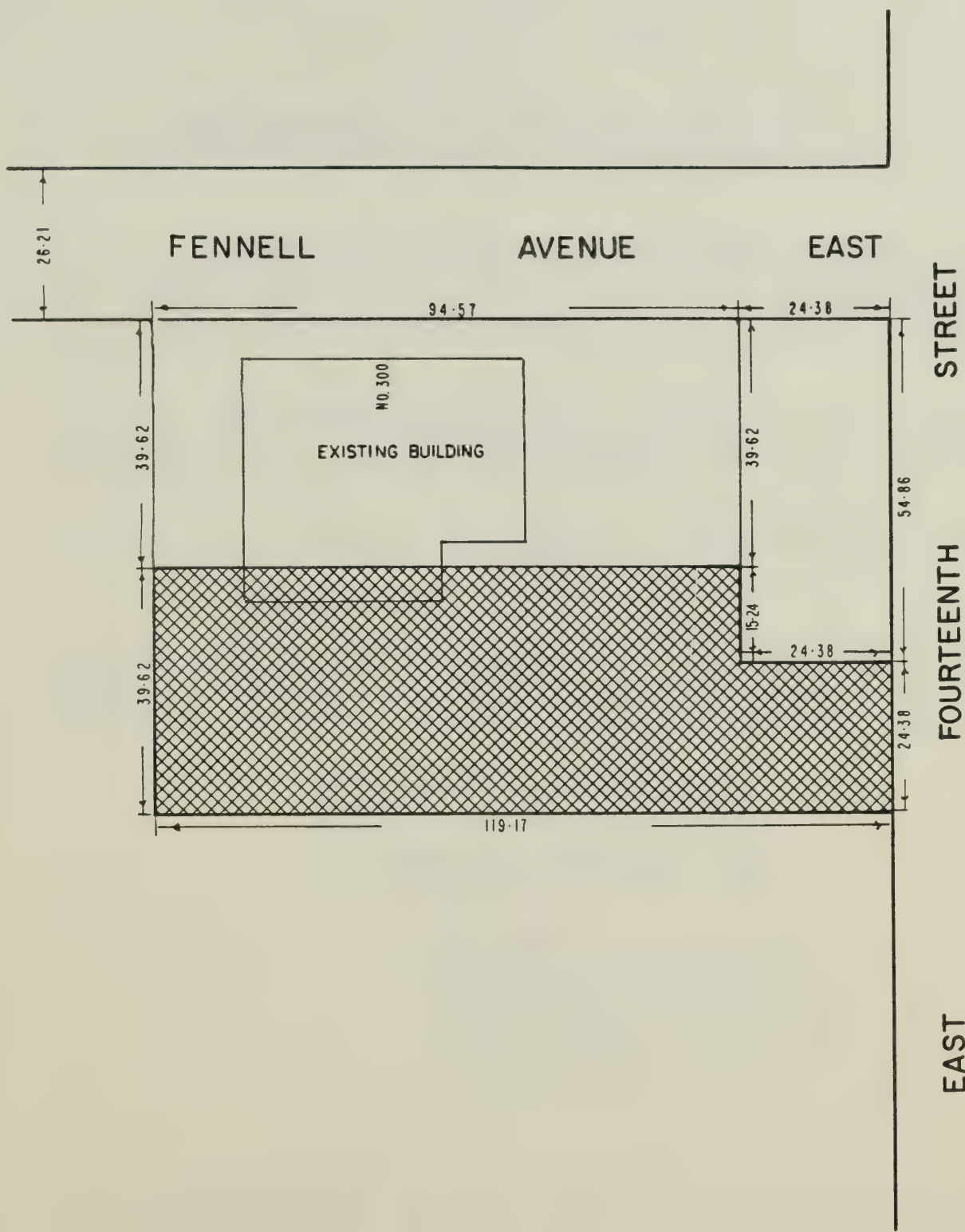


(1985) 24 R.P.D.C. 5, August 27
Corporation 300 Fennell Avenue East, (Hamilton), Owner
ZA-85-52

CERTIFIED A TRUE COPY

CITY CLERK





ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO.85- 210
PASSED THE 8th DAY OF October, 1985.

[Signature]
Clerk

[Signature]
Mayor

**CITY OF HAMILTON
SCHEDULE "A"**

MAP FORMING PART OF

BY - LAW NO.85-

TO AMEND BY-LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY BY-LAW
NO.85-

North



Scale

1:1000

Date

85-08-27

Reference File No.

ZA85-52

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85- 211

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE SOUTH-WEST CORNER OF
UPPER SHERMAN AVENUE AND QUEENSDALE AVENUE EAST

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. No. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "G" (Neighbourhood Shopping Centre, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding subsection 13(1) of By-law No. 6593, the following,

(i) **COMMERCIAL USE** shall not be prohibited:

1. The wholesaling and servicing of hearing aids and hearing aid accessories within the building existing on the day of the passing of this by-law.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G" district provisions subject to the special requirement referred to in section 1.

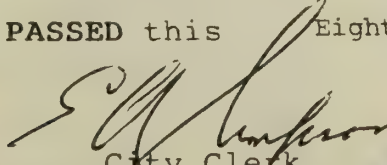
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-931".

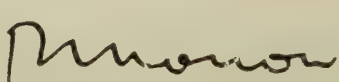
4. Sheet No. E-25 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-931".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

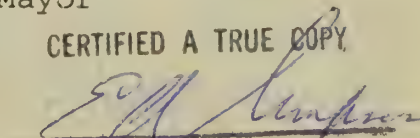
PASSED this Eighth day of October

A.D. 1985.

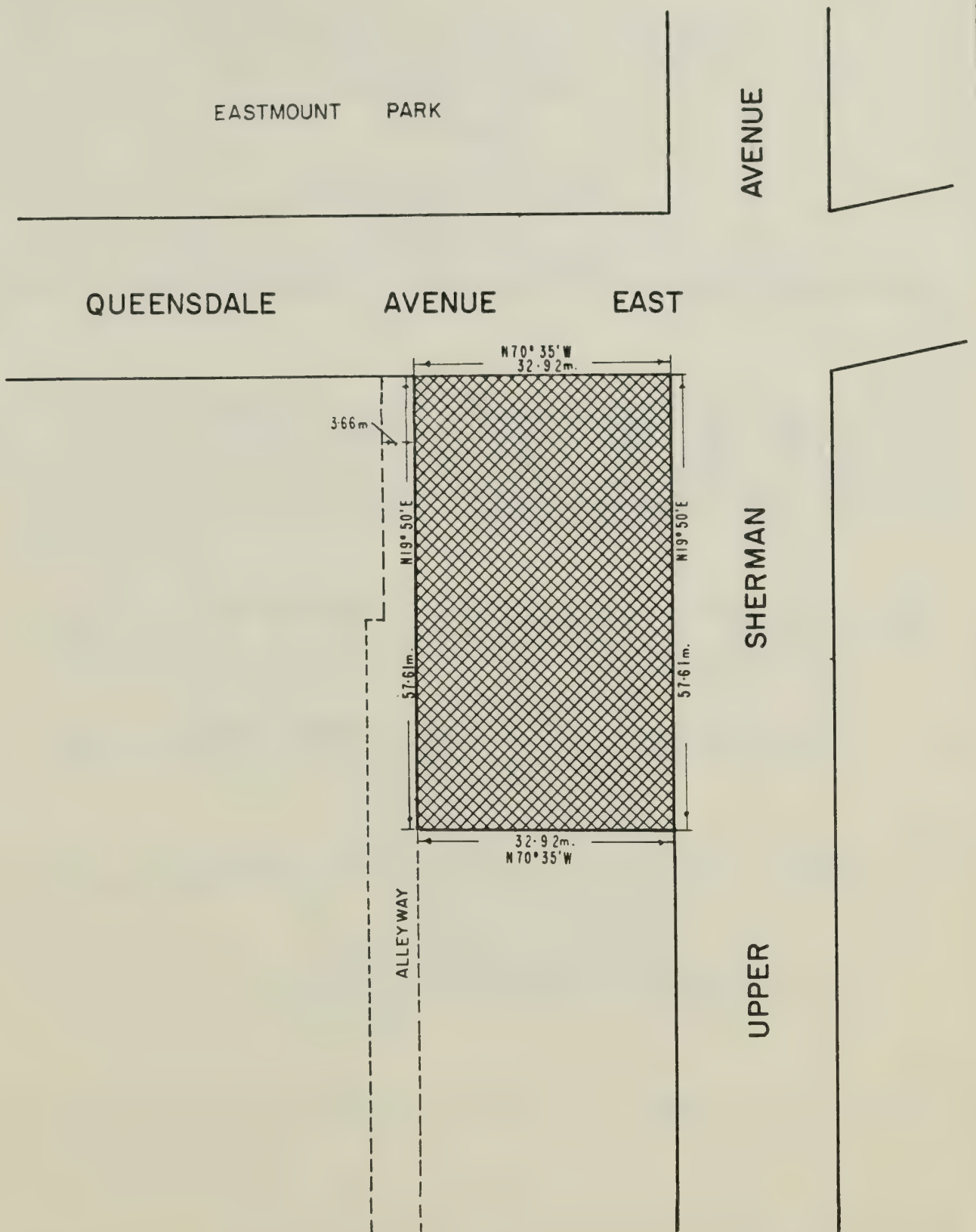

City Clerk


Mayor

CERTIFIED A TRUE COPY


CITY CLERK





THIS IS SCHEDULE "A" TO BY-LAW NO.85- 211
PASSED THE 8th DAY OF October, 1985.

[Signature]
Clerk

[Signature]
Mayor

**CITY OF HAMILTON
SCHEDULE "A"**

**MAP FORMING PART OF
BY - LAW NO.85-
TO AMEND BY - LAW NO.6593**

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY BY-LAW NO.85-

North



Scale
1 : 750

Date
85-08-27

Reference File No.
ZA85-57

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85-212

To Amend:

Zoning By-law NO. 6593

Respecting:

LAND LOCATED AT THE REAR OF MUNICIPAL NO. 1563 MAIN STREET WEST

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-46 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "C" (Urban Protected Residential, etc.) district, to "G-3" (Public Parking Lots) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "G-3" (Public Parking Lots) district provisions applicable to the land referred to in section 1, are amended to the extent only of the special requirement that,

- (a) a planting strip having a width of not less than 1.5 metres shall be provided and maintained along the easterly side lot line which abuts a residential district.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-3" district provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-583a".



5. Sheet No. W-46 of the District Maps, is amended by marking the land referred to in section 1 of this by-law, "S-583a".

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this Eighth day of October A.D. 1985.

E.A. Simpson
City Clerk

Thomson
Mayor

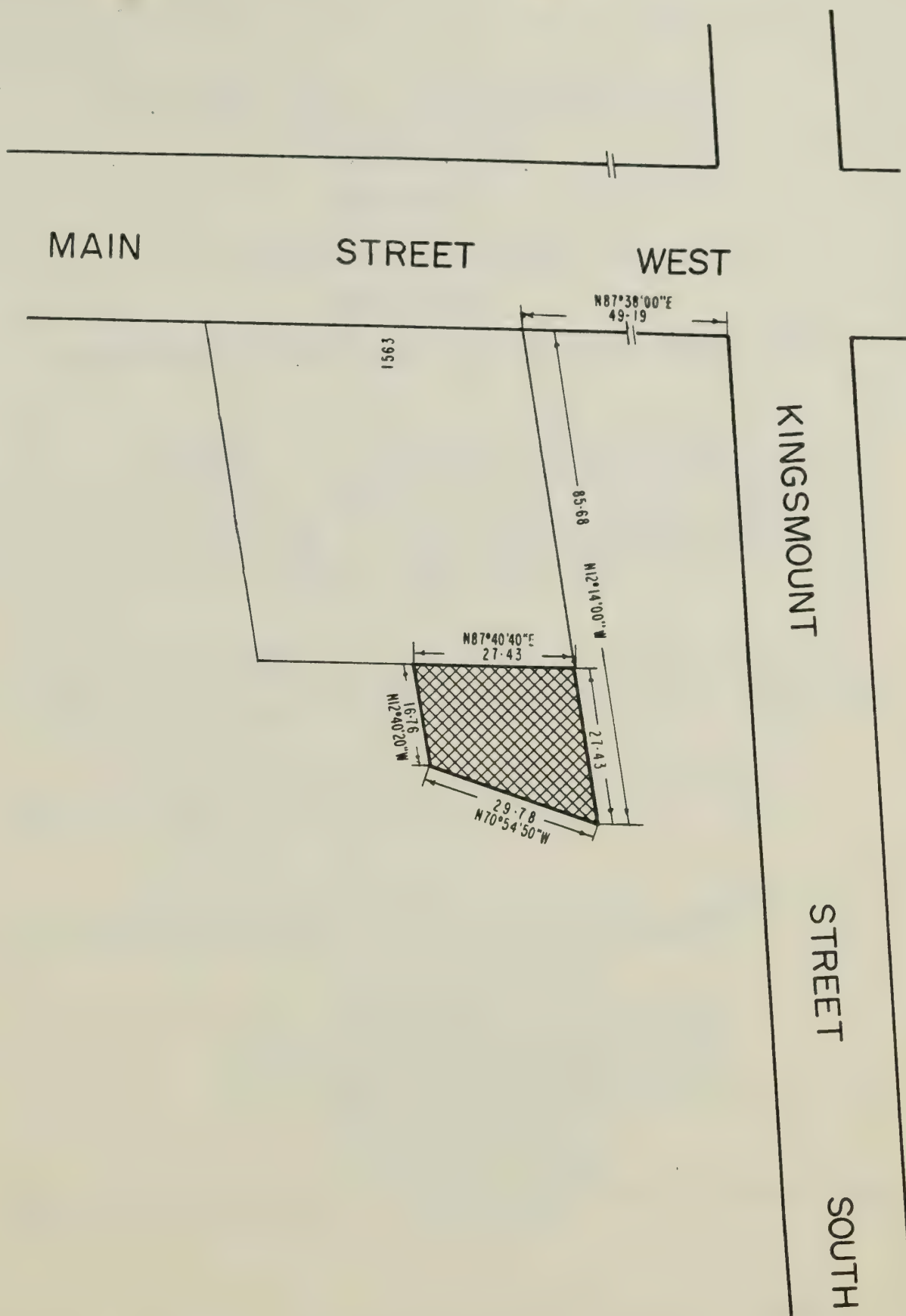


(1985) 24 R.P.D.C. 8, August 27
570896 Ontario Limited, Owner
ZA-85-51

CERTIFIED A TRUE COPY

E.A. Simpson
CITY CLERK





ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO.85- 212
PASSED THE 8th DAY OF October, 1985.

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY - LAW NO.85-

TO AMEND BY- LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

 CHANGE IN ZONING FROM "C"(URBAN PROTECTED RESIDENTIAL, ETC.)DISTRICT TO "G-3"(PUBLIC PARKING LOTS)DISTRICT.

North



Scale
1:1000

Date
85-8-28

Reference File No.
ZA 85-51

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85- 213

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 65 WALNUT STREET SOUTH

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-5 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

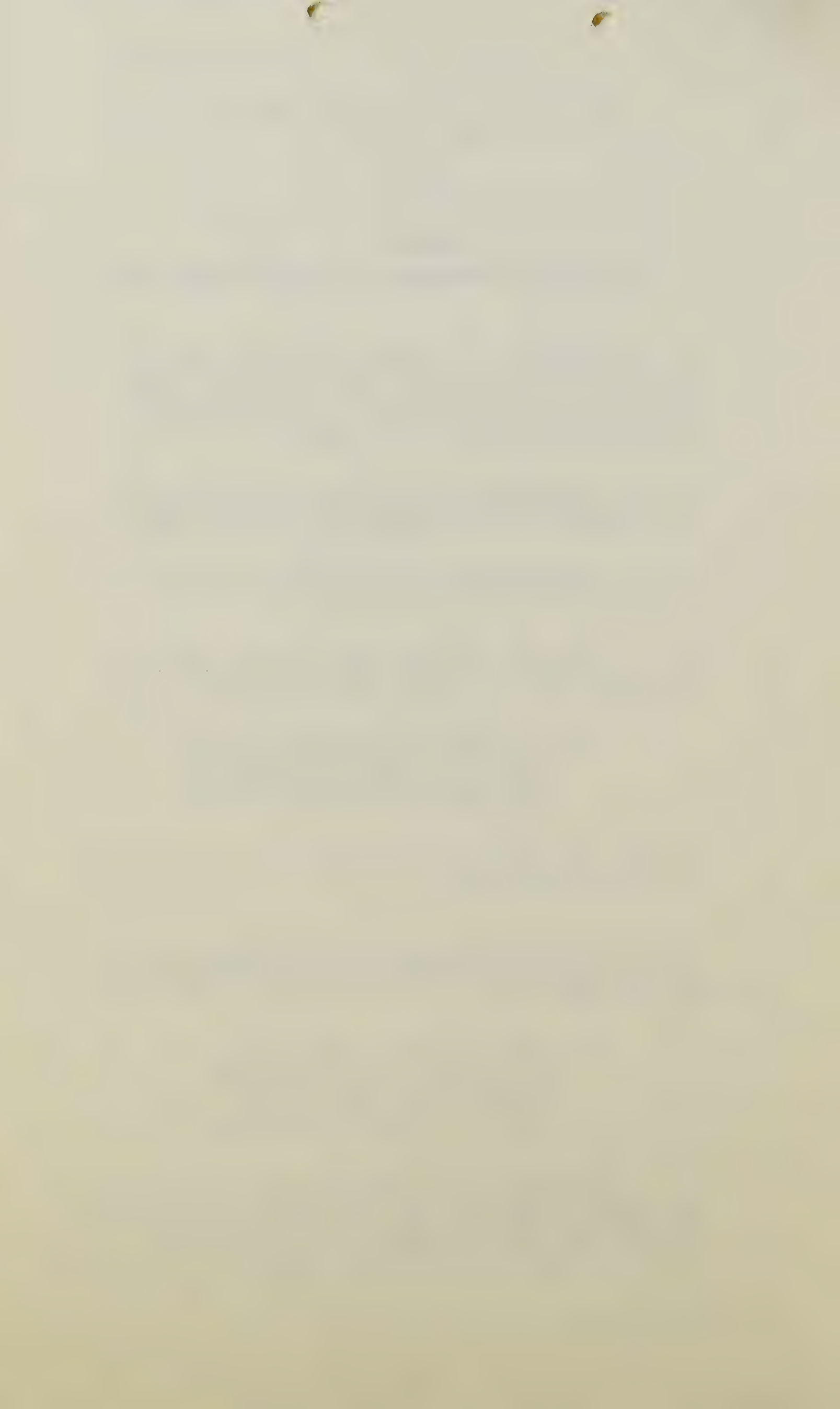
- (a) by changing from "L-mr-2" (Planned Development - Multiple Residential) district to "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "E-1" (Multiple Dwellings, Lodges, Clubs, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the special requirement that,

- (a) subclause 1(g) of TABLE 1 referred to in clause 18A(1)(a) of By-law No. 6593, shall not apply to the dwelling unit existing on the day of the passing of this by-law.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E-1" District provisions, subject to the special requirement referred to in section 2.

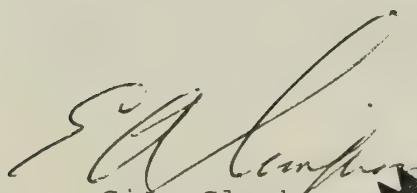


4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-927".

5. Sheet No. E-5 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-927".

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this Eighth day of October A.D. 1985.

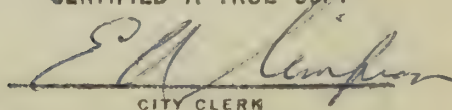

City Clerk


Mayor



(1985) 24 R.P.D.C. 3, August 27
DKL Securities, Prospective Owner
ZA-85-49

CERTIFIED A TRUE COPY


CITY CLERK



JACKSON

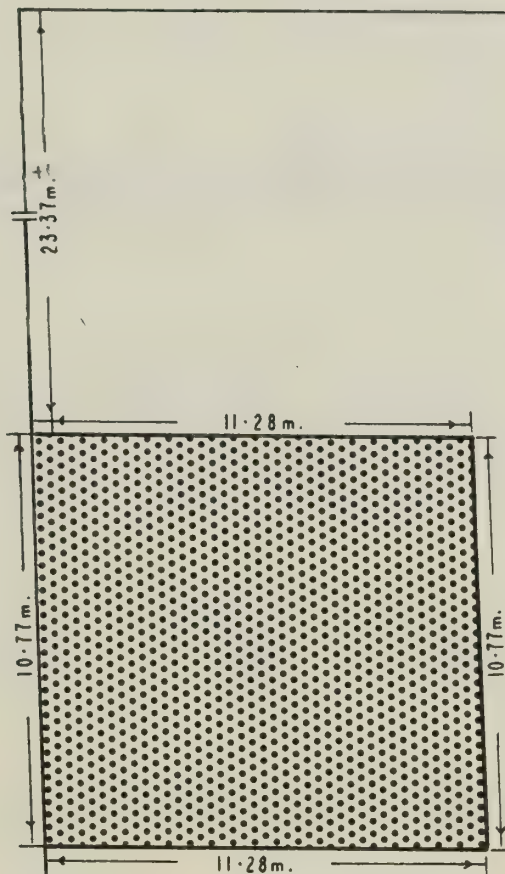
ST.

EAST

SOUTH

ST.

WALNUT



THIS IS SCHEDULE "A" TO BY-LAW NO. 85 - 213
PASSED THE 8th DAY OF October, 1985.

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 85-

TO AMEND BY-LAW NO. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "L-mr-2" (PLANNED
DEVELOPMENT-MULTIPLE RESIDENTIAL)
DISTRICT TO "E-1" (MULTIPLE DWELLINGS,
LODGES, CLUBS, ETC.) DISTRICT.

North



Scale

1:200

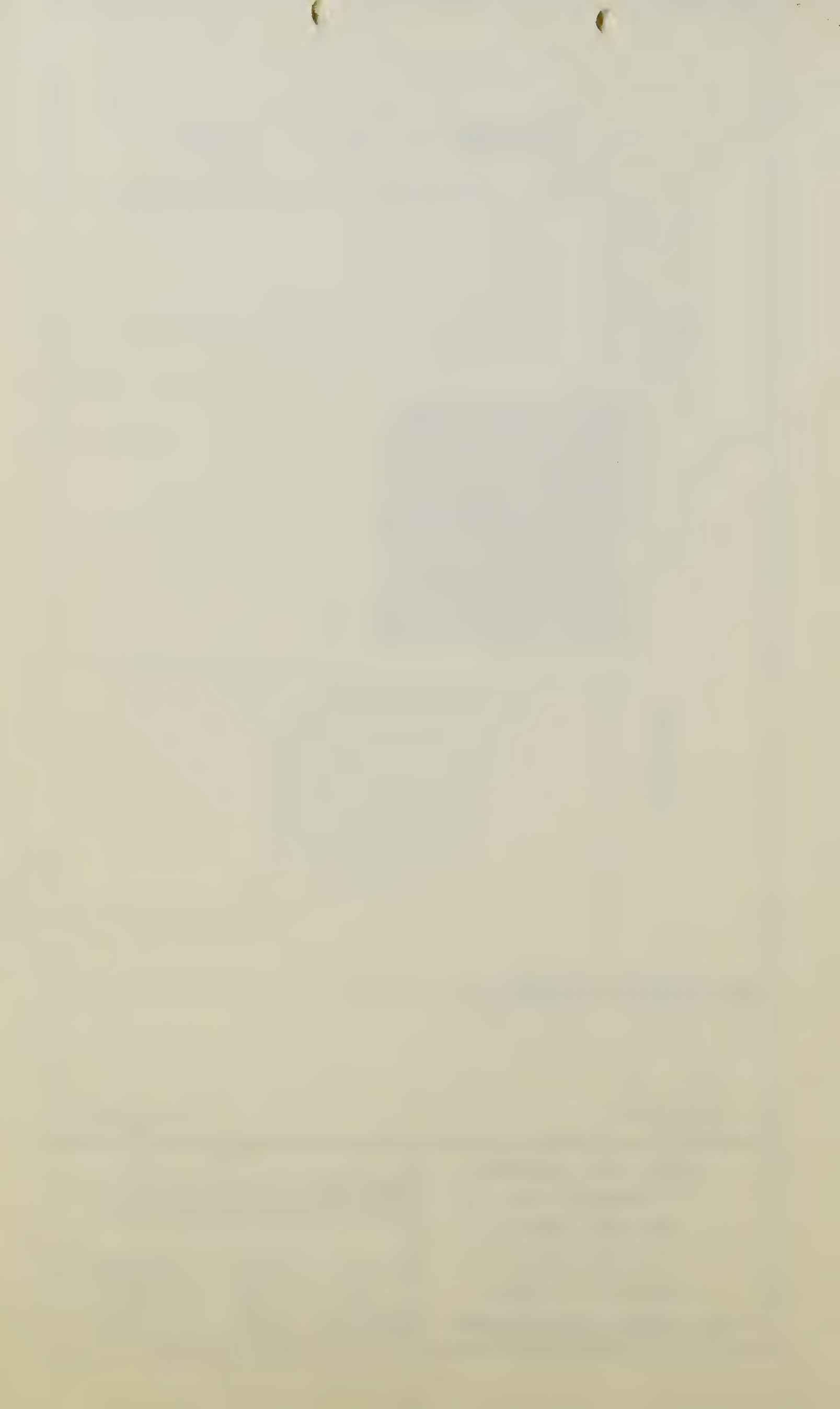
Reference File No.

ZA85-49

Date

85-08-21

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85- 214

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON THE WEST SIDE OF UPPER WENTWORTH STREET
IN THE AREA SOUTH OF THE PROPOSED MOUNTAIN FREEWAY ALIGNMENT

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 1; and
- (b) by changing from "AA" (Agricultural) district to "R-4" (Small Lot Single-Family Detached) district, the land comprised in Block 2; and
- (c) by changing from "AA" (Agricultural) district to "R-4" (Small Lot Single-Family Detached) district, the land comprised in Block 3,

the extent and boundaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as schedule "A".

2. The "R-4" (Small Lot Single-Family Detached) district provisions applicable to the land referred to in clause 1(c) are amended to the extent only of the special requirements that,

- (a) notwithstanding clause 9A(1)(a) of By-law No. 6593, the following,
 - (i) RESIDENTIAL USE shall not be prohibited:
 - 1. A Townhouse Dwelling.



(b) notwithstanding clause 9A(1)(a) of By-law No. 6593, the Townhouse Dwelling shall comply with section 10D of the said by-law except subsections 10D(1) and (2).

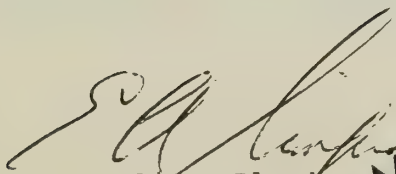
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "R-4" district provisions mentioned in clause 1(c), subject to the special requirements referred to in section 2.

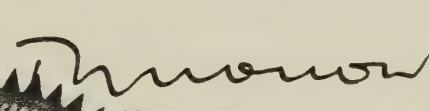
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-926".

5. Sheet No. E-18B of the District Maps is amended by marking the land referred to in clause 1(c) of this by-law, "S-926".

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this Eighth day of October A.D. 1985.


City Clerk


Mayor



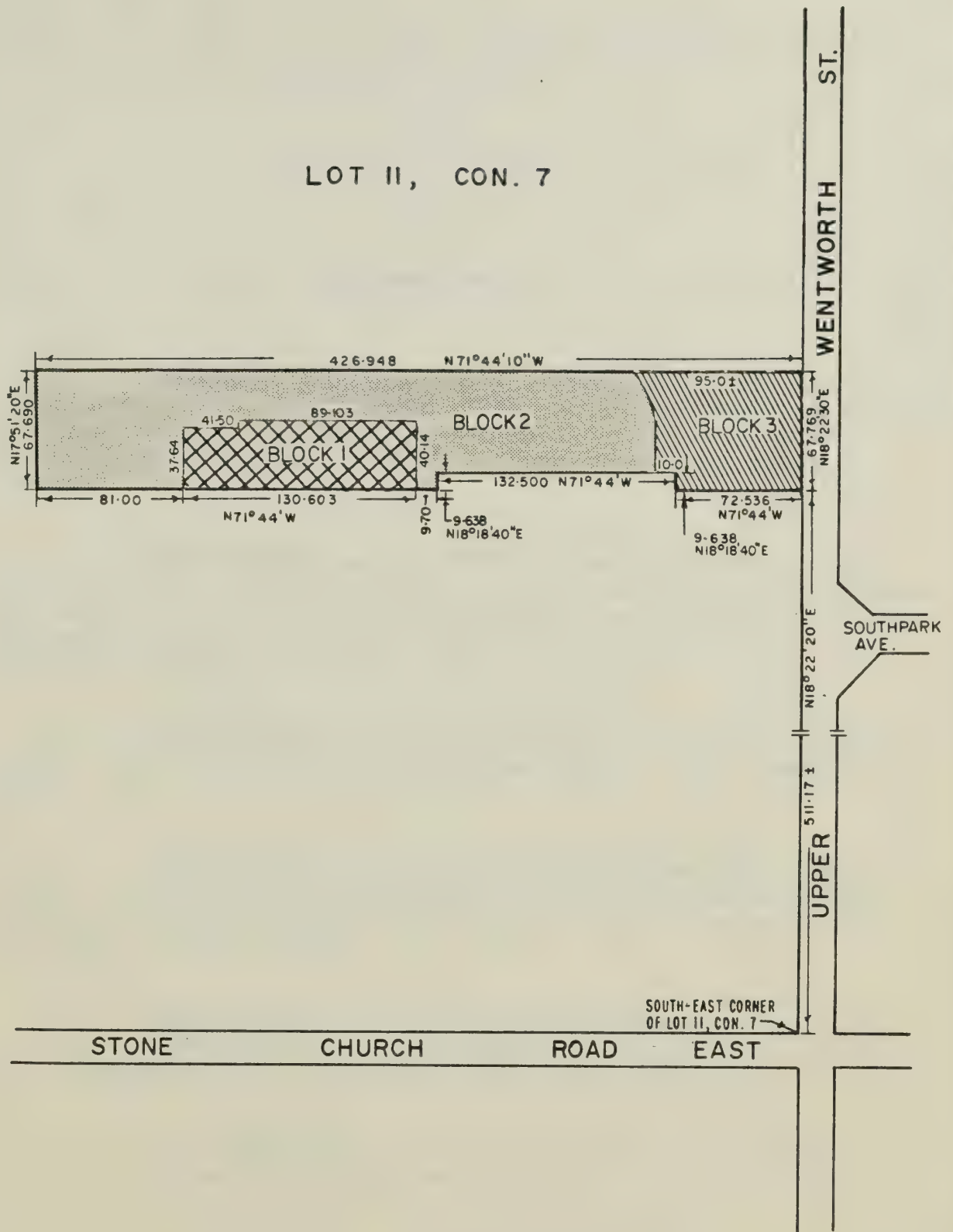
(1985) 24 R.P.D.C. 1(C), August 27
Stone Church Holdings Limited, Owner
ZA-85-22 and ZA-85-42

CERTIFIED A TRUE COPY


CITY CLERK



LOT II, CON. 7



ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO.85-214
PASSED THE 8th DAY OF October, 1985.

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON SCHEDULE "A"

MAP FORMING PART OF

BY - LAW NO.85-

TO AMEND BY - LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

CHANGE IN ZONING FROM "AA" (AGRICULTURAL)
DISTRICT TO:

- BLOCK 1 "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT.
- BLOCK 2 "R-4" (SMALL LOT SINGLE-FAMILY DETACHED) DISTRICT.
- BLOCK 3 "R-4" (SMALL LOT SINGLE-FAMILY DETACHED) DISTRICT-MODIFIED

North

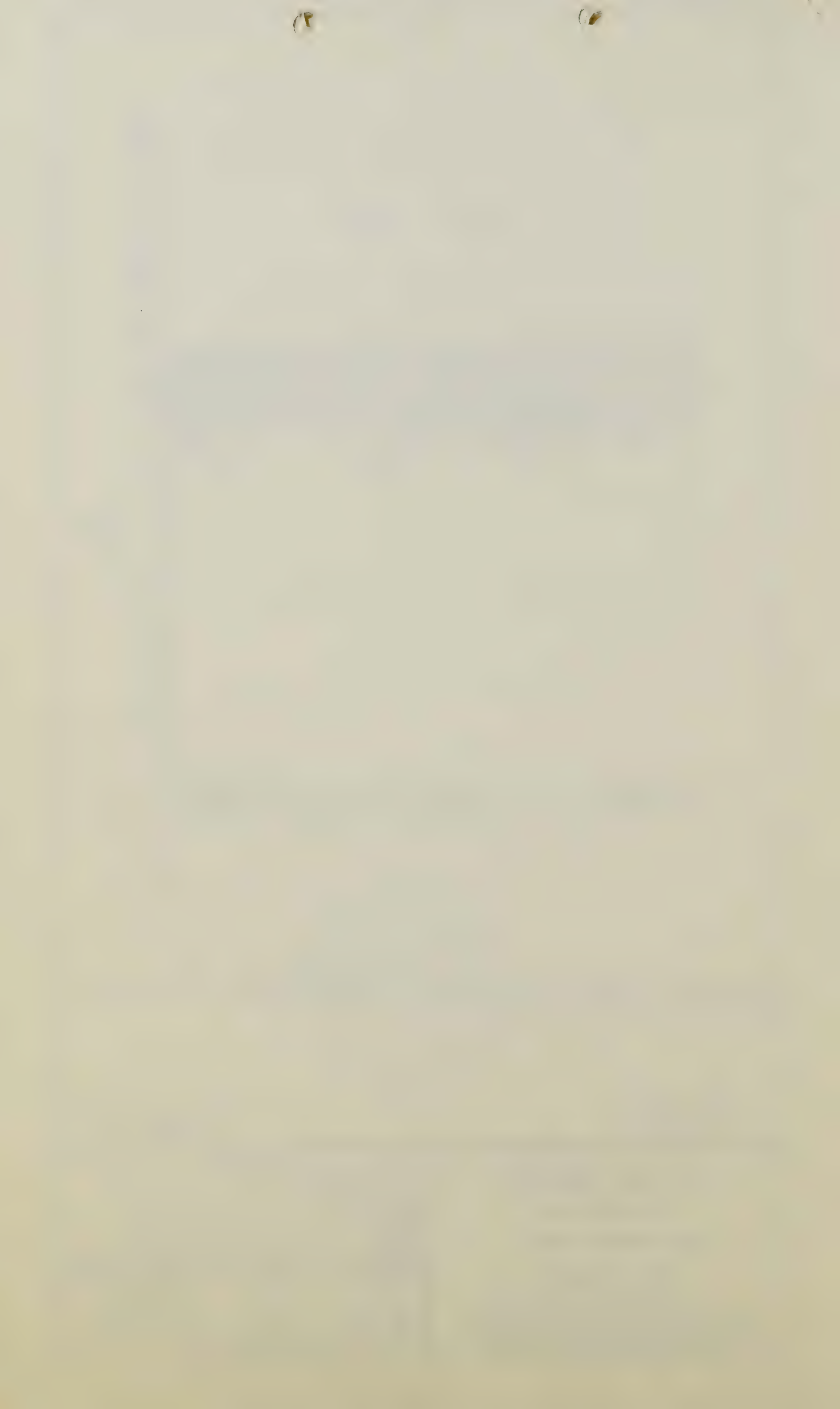


Scale
N. T. S.

Date
85-08-22

Reference File No.
ZA85-228.42

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85-215

To Amend:

By-law No. 85-148

Respecting:

VICIOUS DOGS

WHEREAS paragraph 1 of section 210 of The Municipal Act, R.S.O. 1980, Chapter 302 authorizes by-laws for "prohibiting or regulating the keeping of animals or any class thereof within the municipality or defined areas thereof...";

AND WHEREAS paragraph 6 of the said section authorizes by-laws for determining the compensation to be allowed for services rendered in carrying out the provisions of the Act with respect to animals impounded or distrained in possession of the distrainer;

AND WHEREAS By-law No. 85-148, passed on the 30th day of July, 1985, provides for the control and licensing of dogs;

AND WHEREAS The Hamilton Society for the Prevention of Cruelty to Animals, Inc. has been appointed pound-keeper in accordance with By-law No. 68-172, passed on the 11th day of June, 1985;

AND WHEREAS it is intended to prohibit the class of dogs described as "vicious dogs" in the City of Hamilton and to provide for their capture as hereinafter set out.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 1 of By-law No. 85-148 is amended by adding thereto the following clause:

- (u) "vicious dog" means a dog that has bitten or attacked,
 - (i) the same person more than once;
or
 - (ii) at least two persons.

2. The said By-law is amended by adding thereto the following section:

6a. Notwithstanding any other provision of this by-law, no person shall keep a vicious dog within the City.



3. Section 7 of the said by-law is amended by adding thereto the following clause:

(c) that is a vicious dog kept within the City contrary to section 6a.

4. Clause 11(c) of the said by-law is amended by striking out "two or more times in a calendar year", in the second and third lines.

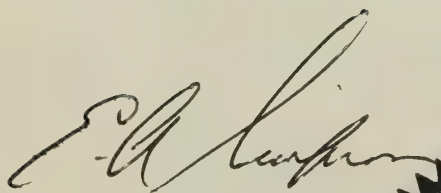
5. Section 11 of the said by-law is amended by adding thereto the following clause:

(d) for a vicious dog, pay a pound fee of \$100.00 and \$25.00 per day or a portion thereof for each day the dog is in custody, and clauses (a), (b) and (c) shall not apply.

6. Section 14 of the said by-law is renumbered subsection 14(1) and is amended by adding thereto the following subsection:

(2) For the purpose of subsection 1, "reasons of safety to persons or animals" includes the reason that the dog is a vicious dog.

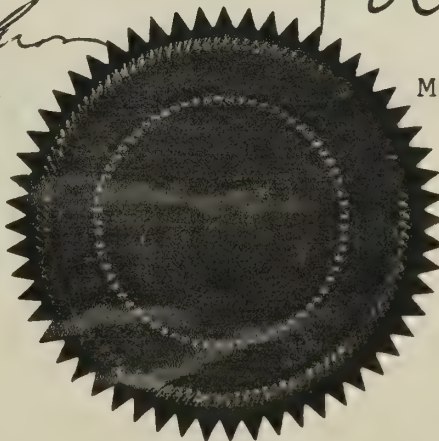
PASSED this Eighth day of October A.D. 1985.



City Clerk



Mayor



(1985) 13 R.L.C. 10, September 10

CERTIFIED A TRUE COPY


CITY CLERK



The Corporation of the City of Hamilton

By-law No. 85- 216

The Retail Gasoline Early Closing By-law No. 9396

Respecting:

PARTS OF THE CITY OF HAMILTON
TO WHICH BY-LAW NO. 9396 APPLY

WHEREAS By-law No. 9396 passed on the 29th day of June, 1961, in accordance with the predecessor to section 212 of the Municipal Act R.S.O. 1980, Chapter 302 as amended by By-law Nos. 10803, 78-286 and 81-49, provided for parts of the City of Hamilton to which the to which the by-law above apply;

AND WHEREAS it is intended to revise the parts of the City of Hamilton designated in the By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The title to Schedule "A" of By-law 9396 as amended by Section 3 of By-law No. 10803 is deleted and the following substituted in lieu thereof:

Part of the City of Hamilton designated in this by-law, except that part described in Schedule "B".

2. Schedule "A" to the said By-law is amended by adding attached thereof the following:

"save and except the parts of the City of Hamilton more particularly described as follows:

Firstly

In the City of Hamilton in the Regional Municipality of Hamilton-Wentworth in the Province of Ontario being composed of part of Lots 1 and 2, Registered Plan 1434 described as follows:

Premising that the southern limit of Main Street, as defined by Municipal Survey Number 710 has a bearing of North 71 degrees 58 minutes 30 seconds West (N 71° 58' 30" W) and relate all bearings herein thereto.

Commencing at a point at the southwesterly corner of the lands widened as Main Street by City of Hamilton By-law No. 73-310, which point may be arrived at as follows:

Beginning at the north east corner of the said Lot 1 Registered Plan 1434, being the intersection of the western limit of Dundurn Street and the southern limit of Main Street as defined by Municipal Survey 710.

Thence north seventy-one degrees fifty eight minutes thirty seconds West (N 71° 58' 30" W) along the said southern limit of Main Street a distance of one hundred and forty feet (140') to a point.



Thence south seventeen degrees thirty four minutes thirty seconds east (S $17^{\circ} 34' 30''$ E) a distance of ten feet (10') to the point of commencement.

Thence south seventy-one degrees fifty eight minutes thirty seconds east (S $71^{\circ} 58' 30''$ E) along the southern limit of Main Street as widened by By-law 73-310 a distance of eighty four feet (84') to a point of curve.

Thence southeasterly on a curve to the right having a radius of fifty-six point four six feet (56.46') an arc distance of eighty-eight point two three feet (88.23') more or less to a point in the western limit of Dundurn Street distant sixty six feet (66') measured southerly from the north east corner of the said Lot 1 the chord equivalent of the said arc being seventy nine point five two feet (79.52') measured on a course of south twenty-seven degrees twelve minutes east (S $27^{\circ} 12'$ E).

Thence north seventy one degrees fifty eight minutes thirty seconds West (N $71^{\circ} 58' 30''$ W) a distance of fifty feet (50') to a point.

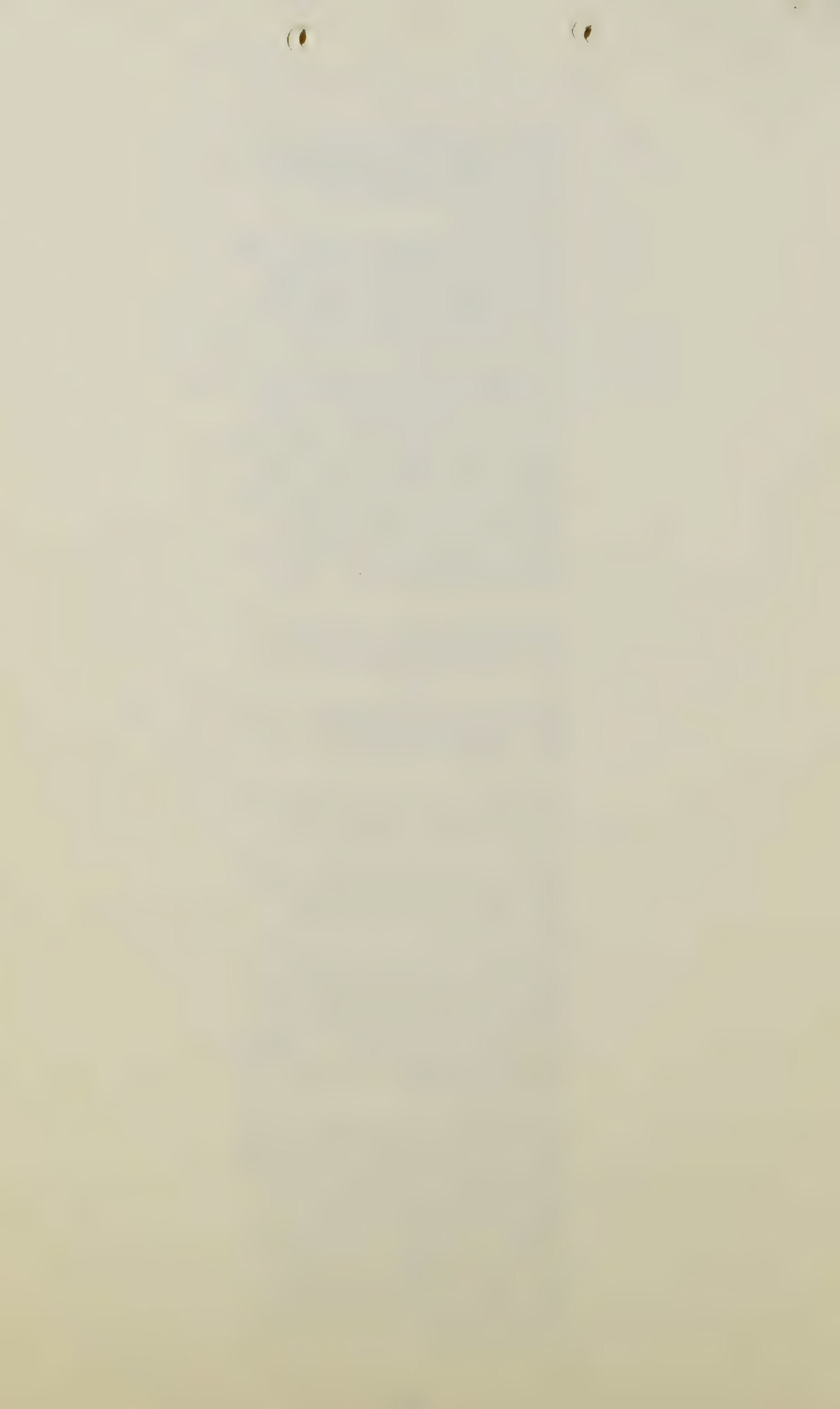
Thence south seventeen degrees thirty four minutes thirty seconds west (S $17^{\circ} 34' 30''$ W) a distance of fifty four feet (54') to a point.

Thence north seventy one degrees fifty eight minutes thirty seconds west (N $71^{\circ} 58' 30''$ W) a distance of ninety feet (90') to a point.

Thence north seventeen degrees thirty four minutes thirty seconds east (N $17^{\circ} 34' 30''$ E) thirty five feet (35') to a point.

Thence north seventy one degrees fifty eight minutes thirty seconds west (N $71^{\circ} 58' 30''$ W) a distance of one hundred fifty eight point seven seven feet (158.77') more or less to a point in the north eastern limit of the lands of the Toronto, Hamilton and Buffalo Railway Company.

Thence northerly along the said north eastern limit of the said railway lands on a curve to the right having a radius of one thousand two hundred and three point one one feet (1203.11') an arc distance of eighty seven point six eight feet (87.68') a chord equivalent of eighty seven point six five feet (87.65') and measured on a course of north thirteen degrees seven minutes twenty five seconds west (N $13^{\circ} 07' 25''$ W) to the southern limit of Main Street as widened.



Thence south seventy one degrees fifty eight minutes thirty seconds east (S $71^{\circ} 58' 30''$ E) a distance of two hundred and three point four three feet (203.43') more or less to the point of commencement, as described in Instrument No 271420 C.D.

Secondly

In the City of Hamilton in the Regional Municipality of Hamilton-Wentworth in the Province of Ontario being composed of part of Lot 19, Concession 2 in the geographic Township of Barton, described as follows:

Premising that the bearings used herein are assumed and are referred to Dundurn Street on a course of north eighteen degrees no minutes east (N $18^{\circ} 00'$ E).

Commencing at point in a line drawn parallel with and distant ten feet (10') measured westerly at right angles from the western limit of Dundurn Street (allowance for road between Township Lot numbers eighteen (18) and nineteen (19) Concession Two (2), Township of Barton), where it is intersected by a line drawn on a course of north sixty-five degrees twenty-six minutes thirty seconds west (N $65^{\circ} 26' 30''$ W) from a point in the original western limit of Dundurn Street distant twenty-five and seven one-hundredths feet (25.07') measured thereon on a course of north eighteen degrees no minutes east (N $18^{\circ} 00'$ E) from the original northern limit of King Street.

Thence north sixty-five degrees twenty-six minutes thirty seconds west (N $65^{\circ} 26' 30''$ W) two hundred and three and seventy one-hundredths feet (203.70') more or less to a point in the eastern limit of the lands of one Hardwick.

Thence north twenty-degrees no minutes forty seconds east (N $20^{\circ} 00' 40''$ E) along the eastern limit of the said lands of one Hardwick, seventy seven and thirteen one hundredths feet (77.13') to a point at the north eastern corner thereof.

Thence north seventeen degrees forty one minutes east (N $17^{\circ} 41'$ E) forty eight and fifty three one hundredths feet (48.53') to a point distant eighty three feet (83.00') measured on a course of south seventeen degrees forty one minutes west (S $17^{\circ} 41'$ W) from a point in the southern limit of Hunt Street, distant two hundred and twelve and seventy five one hundredths feet (212.75') measured westerly thereon from the western limit of Dundurn Street.



Thence South fifty eight degrees forty seven minutes fifty seconds east (S $58^{\circ} 47' 50''$ E) twenty one and fifty seven one hundredths feet (21.57') to a point.

Thence south sixty two degrees fifty minutes east (S $62^{\circ} 50'$ E) forty two and twenty five one hundredths feet (42.25') more or less to a point distant one hundred and forty nine feet (149.00') measured westerly parallel with the southern limit of Hunt Street from the western limit of Dundurn Street.

Thence south twenty degrees four minutes west (S $20^{\circ} 04'$ W) fifty eight and ninety eight one hundredths feet (58.98') to a point.

Thence south fifty nine degrees no minutes east (S $59^{\circ} 00'$ E) one hundred and forty two and ninety six one hundredths feet (142.96') more or less to a point in the aforesaid line drawn parallel with the western limit of Dundurn Street.

Thence south eighteen degrees no minutes west (S $18^{\circ} 00'$ W) along the last mentioned parallel line forty-six and eleven one hundredths feet (46.11') to the point of commencement, as described in Instrument No. 34045 A.B.

Thirdly

In the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth in the Province of Ontario and being composed of all of Lots 111, 112 and 113, and part of Lot 114 as shown on Registered Plan No. 646 described as follows:

Commencing at the south west corner of Lot 114.

Thence north eighty one degrees thirty three minutes east (N $81^{\circ} 33'$ E) along the northern limit of Main Street fifty feet (50.00') to its intersection with the west limit of Newton Avenue, being the south east corner of the said Lot 114.

Thence north thirteen degrees forty three minutes east (N $13^{\circ} 43'$ E) along the west limit of Newton Avenue a distance of forty one feet (41') to a point.



Thence south eighty two degrees thirty four minutes west (S 82° 34' W) and parallel to the southerly face of the southerly wall of brick dwelling no. 85 situated upon the middle portion of said Lot 114 a distance of sixty-five point five feet (65.5') more or less to a point in the west limit of Lot 114.

Thence northerly along the said west limit of Lot 114, being the east limit of Lot 113 to the north east corner of Lot 113.

Thence south eighty one degrees thirty three minutes west (S 81° 33' W) along the northern limit of Lots 113, 112 and 111 a distance of one hundred fifty feet (150') to the northwest corner thereof.

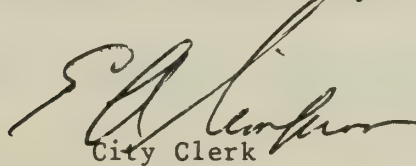
Thence southerly along the west limit of Lot 111 a distance of one hundred feet (100') to the south west corner thereof, being a point in the northern limit of Main Street.

Thence easterly along the northern limit of Main Street a distance of one hundred and fifty feet (150') to the point of commencement.

3. (1) This by-law takes effect on the 21st day of October 1985, being not less than one week nor more than two weeks after the date of passing.

(2) The City Clerk shall cause this by-law to be published once in the Spectator before October 21, 1985.

PASSED this Eighth day of October A.D. 1985.


City Clerk


Mayor

(1985) 12 R.L.C. 15, August 27



CERTIFIED A TRUE COPY


CITY CLERK



By-Law No. 85 - 224

To Amend By-Law No. 66-100 To Regulate Traffic

The Council of the Corporation of the City of Hamilton enacts as follows:

Traffic

1. Schedule 2 (Lower Speed on Certain Highways) of By-law 66-100 To Regulate Traffic passed on the 29th day of March 1966, is hereby amended by adding thereto the following items, namely:-

"Bond	King	Main	40
Marion	King	Longwood	40".

2. Schedule 10 (Stops at Intersections) is hereby amended by deleting therefrom the following items, namely:-

"Britannia	Eastbound	Oriole Cres.
Oriole Cres.	Northbound	Britannia".

and by adding thereto the following item, namely:-

"Bond	Northbound and Southbound	Marion".
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3. Schedule 16 (No Left Turn at Certain Intersections) is hereby amended by adding thereto the following item, namely:-

"Longwood	Northerly	Marion	7:00 a.m. - 9:00 a.m."
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4. Schedule 29 (No Stopping Areas) is hereby amended by adding to Section A (No Stopping Anytime) the following item, namely:-

"Belwood	East	Alpine to 50 feet southerly".
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5. Schedule 31 (School Bus Loading Zones) is hereby amended by deleting therefrom the following item, namely:-

"Kingslea	West	80 feet	commencing at a point	7:00 a.m. - 6:00 p.m.
			78 feet south of Broker	Mon. - Sat."

and by adding thereto the following item, namely:-

"Kingslea	West	50 feet	commencing at a point	7:00 a.m. - 6:00 p.m.
			219 feet south of Broker	Mon. - Sat."

PASSED this 29th day of October, A.D. 1985.

[Signature]
City Clerk

[Signature]
Mayor



(1985) 18 R.T.E.C. 43, October 29

CERTIFIED A TRUE COPY

[Signature]
CITY CLERK



The Corporation of the City of Hamilton

BY-LAW NO. 85- 226

To Establish:

INTERIM CONTROL

WHEREAS subsection 37(1) of The Planning Act, 1983 provides as follows:

(1) Where the council of a local municipality has, by by-law or resolution, directed that a review or study be undertaken in respect of land use planning policies in the municipality or in any defined area or areas thereof, the council of the municipality may pass a by-law (hereinafter referred to as an interim control by-law) to be in effect for a period of time specified in the by-law, which period shall not exceed one year from the date of the passing thereof, prohibiting the use of land, buildings or structures within the municipality or within the defined area or areas thereof for, or except for, such purposes as are set out in the by-law.

AND WHEREAS it is intended that such a review or study be undertaken as hereinafter set out;

AND WHEREAS the by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,

- (a) "adult entertainment parlour" means any premises or part thereof in which is provided, in pursuance to a trade, calling, business or occupation, services appealing to or designed to appeal to erotic or sexual appetites or inclinations;
- (b) "City" means the City of Hamilton;
- (c) "performances" means the carrying out or execution of one or more actions with skill, whether technical, artistic, or otherwise respecting which a Class "H" licence applies under By-law No. 79-144;
- (d) "services" means performances appealing to or designed to appeal to erotic or sexual appetites or inclinations, a principal feature or characteristic of which is the nudity or partial nudity of any person.



2. It is hereby directed that a review or study be undertaken in respect of land use policies in the City relating to the establishment alone or in conjunction with other land uses of,

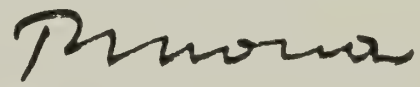
- (a) adult entertainment parlours;
- (b) uses providing live entertainment similar to adult entertainment parlours.

3. The use of land, buildings or structures within the City for the purpose of adult entertainment parlours and uses providing live entertainment similar to adult entertainment parlours, is hereby prohibited for a period of one year from the date of the passing of this by-law.

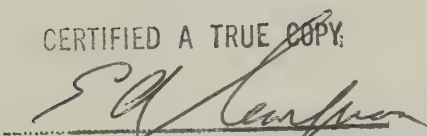
4. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 29th day of October A.D. 1985.


City Clerk


Mayor

CERTIFIED A TRUE COPY;


CITY CLERK



(1985) 25 R.P.D.C. 9, September



The Corporation of the City of Hamilton

BY-LAW NO. 85-227

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED TO THE REAR OF MUNICIPAL NO. 1209 UPPER JAMES STREET

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "AA" (Agricultural) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

(a) in accordance with section 38 of The Planning Act, 1983, the land may be used temporarily for parking of motor vehicles for a period not exceeding three years from the day of the passing of this by-law.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" district provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-933".

4. Sheet No. E-9B of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-933".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

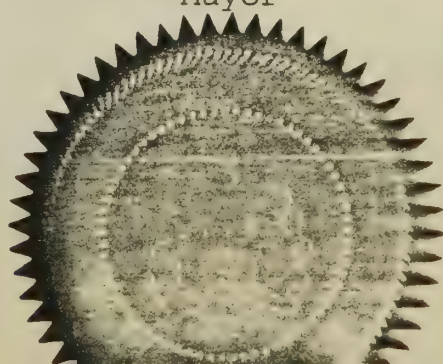
PASSED this 29th day of October A.D. 1985.

[Signature]
City Clerk

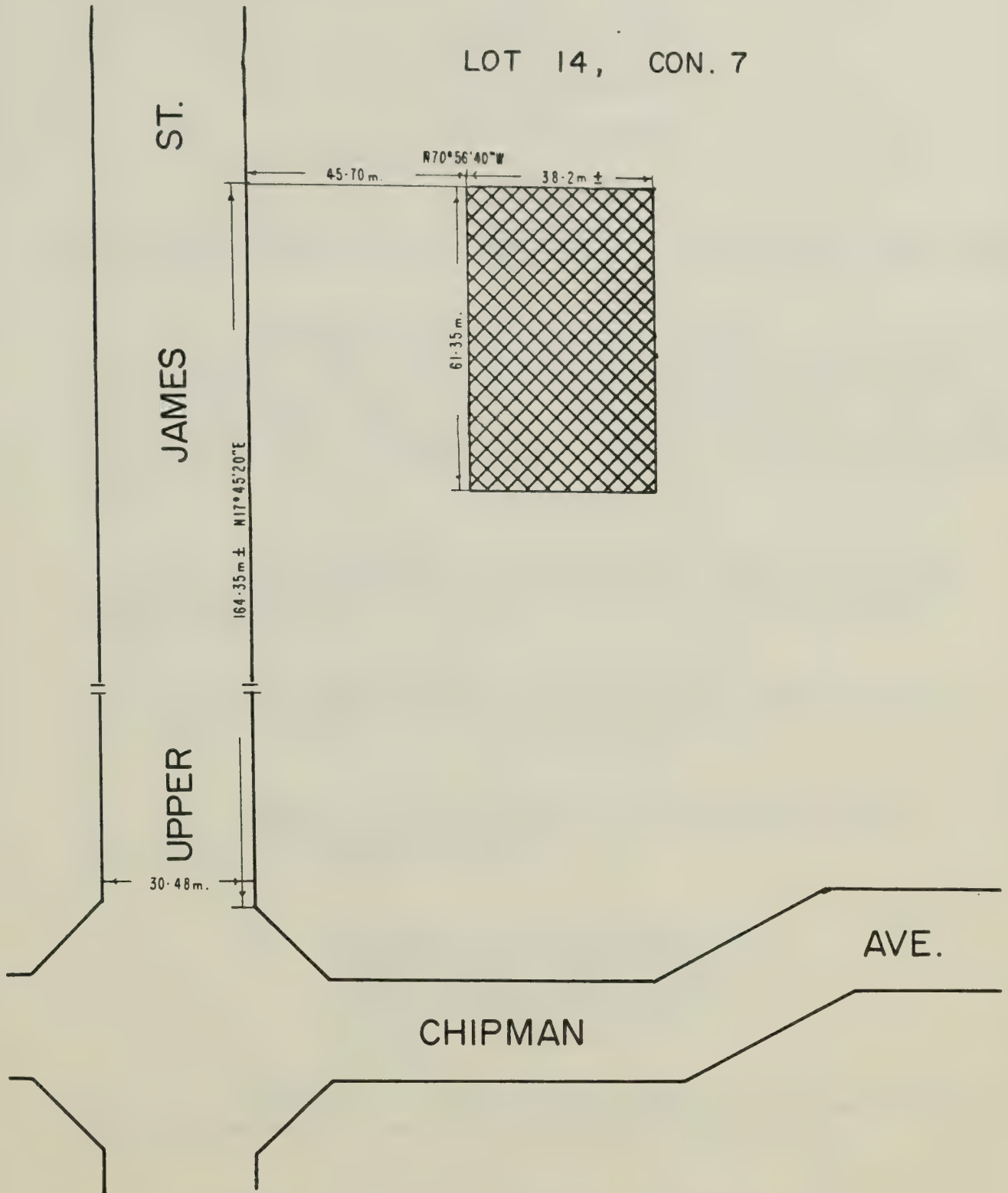
[Signature]
Mayor

CERTIFIED A TRUE COPY.

[Signature]



LOT 14, CON. 7



THIS IS SCHEDULE "A" TO BY-LAW NO. 85- 227
PASSED THE 29 DAY OF October, 1985

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO. 85- 227

TO AMEND BY - LAW NO. 6593
Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY BY-LAW
NO. 85-

North

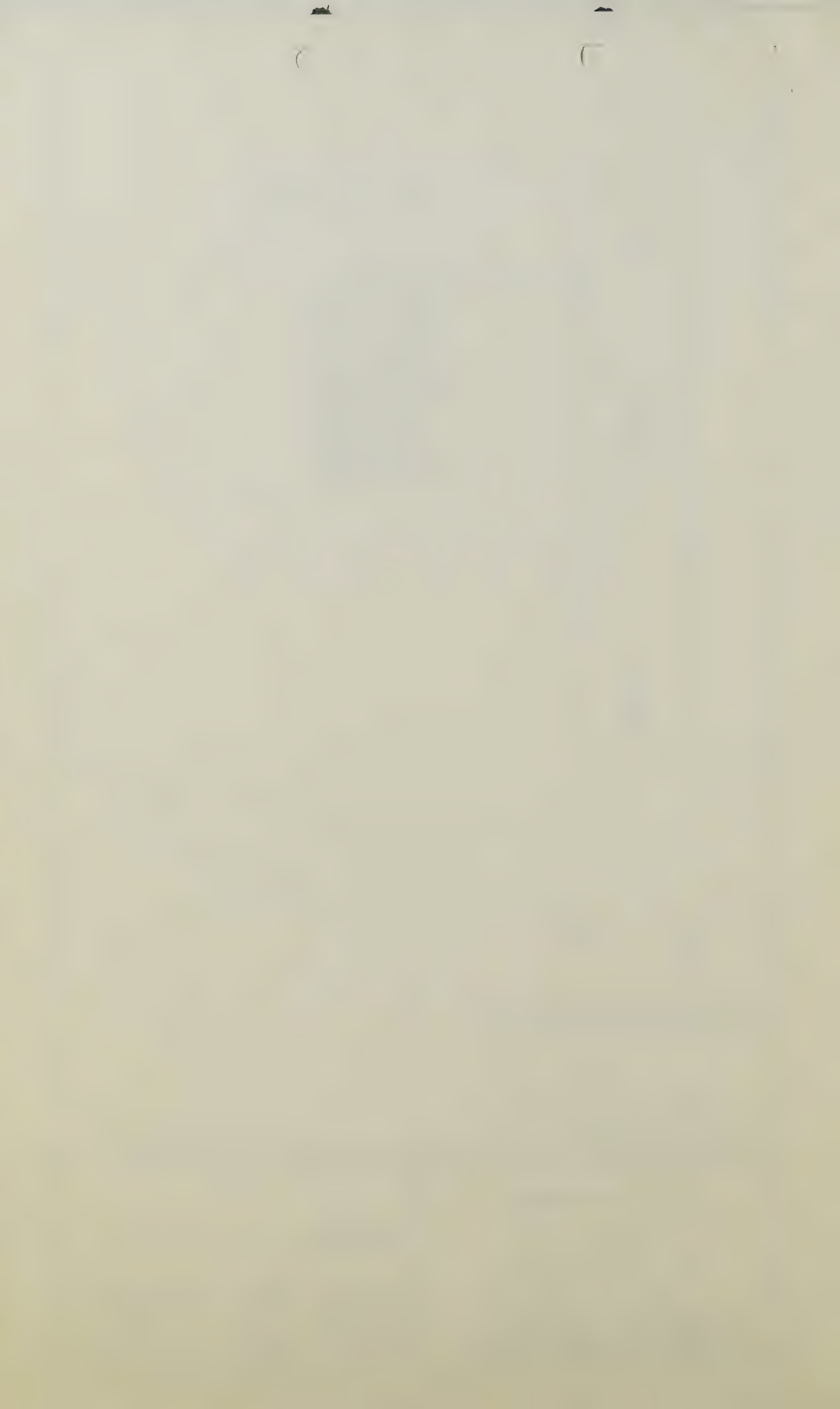


Scale
1:1200

Date
85-09-25

Reference File No.
ZA85-34

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85- 228

To Establish:

Site Plan Control

Respecting:

LAND LOCATED TO THE REAR OF MUNICIPAL NO. 1209 UPPER JAMES STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, (now section 40 of The Planning Act, R.S.O. 1980, Chapter 379), established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

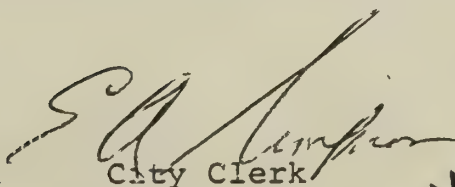
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

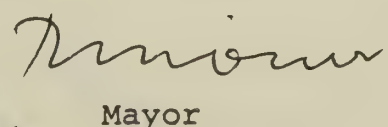
1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

84. Land located to the rear of Municipal No. 1209 Upper James Street, shown on Appendix 84 hereto annexed and forming part of this by-law.

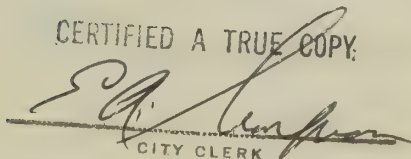
2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275, as Appendix 84.

PASSED this 29th day of October A.D. 1985.


City Clerk


Mayor

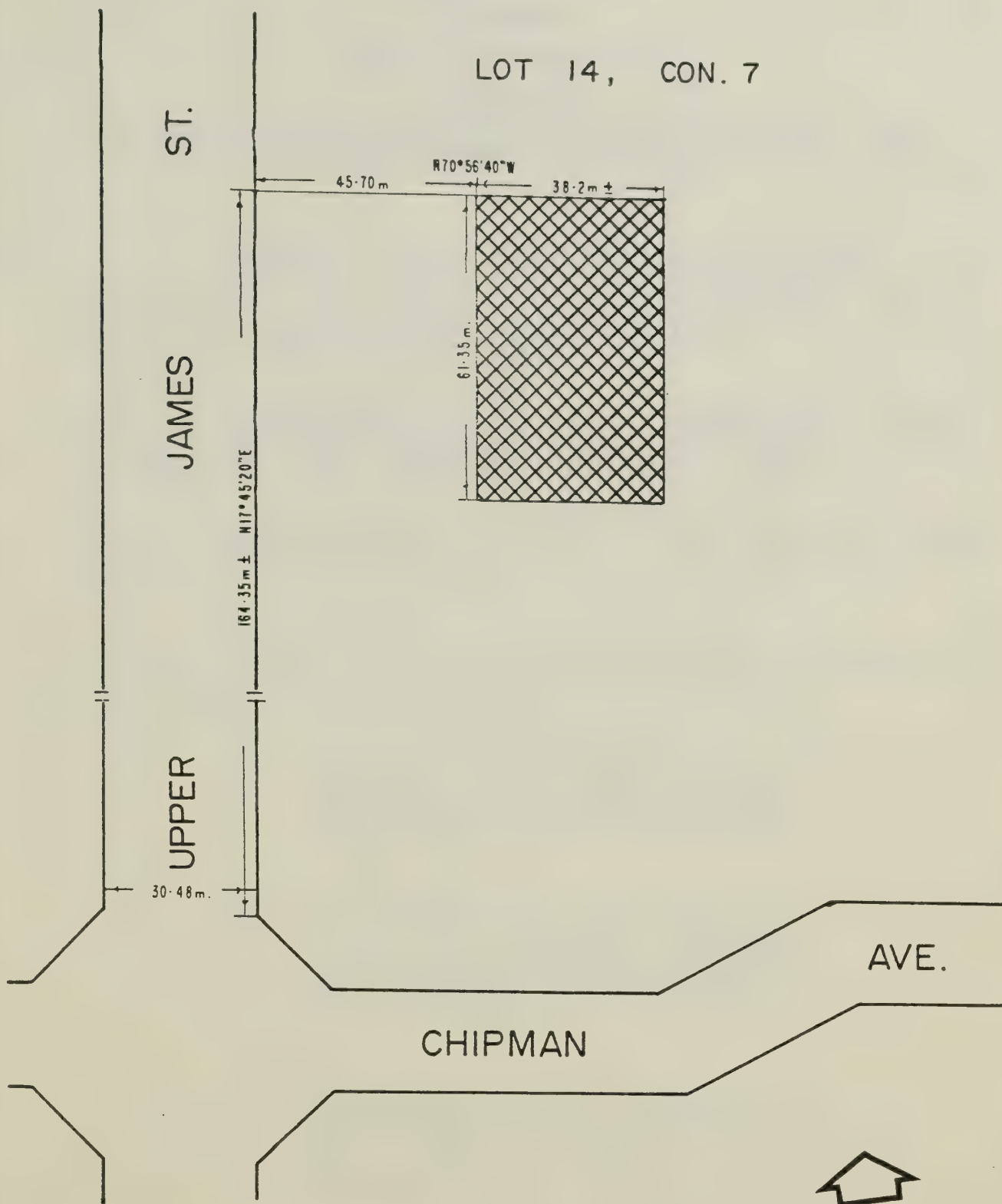
CERTIFIED A TRUE COPY.


CITY CLERK





LOT 14, CON. 7



SCALE: 1:1200

THIS IS SCHEDULE "A" TO BY-LAW NO. 85-228
PASSED THE 29 DAY OF October, 1985

E.A. Simpson
Clerk

M. M. M. M.
Mayor

ZA 85-34



LEGEND

Lands designated under this by-law as an area of Site Plan Control pursuant to Section 40 of The Planning Act.

Appendix 84 to By-law No. 79-275.



The Corporation of the City of Hamilton

BY-LAW NO. 85- 229

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED IN THE AREA SOUTH OF STONE CHURCH ROAD WEST
AND WEST OF UPPER PARADISE ROAD

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-37C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 1; and
- (b) by changing from "R-4" (Small Lot Single-Family Detached) district to "C" (Urban Protected Residential, etc.) district, the land comprised in Block 2; and
- (c) by changing from "C" (Urban Protected Residential, etc.) district to "R-4" (Small Lot Single-Family Detached) district, the land comprised in Block 3,

the extent and boudaries of each of which Blocks 1, 2 and 3 are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 29th day of October A.D. 1985.

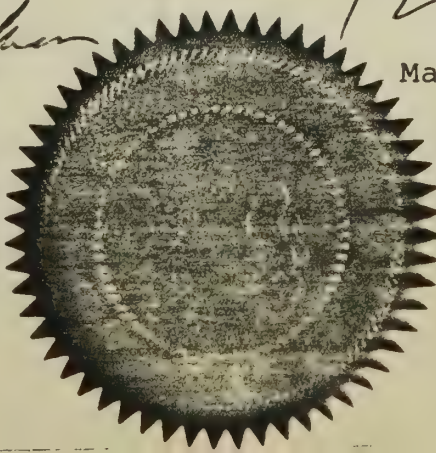
E.A. Simpson
City Clerk

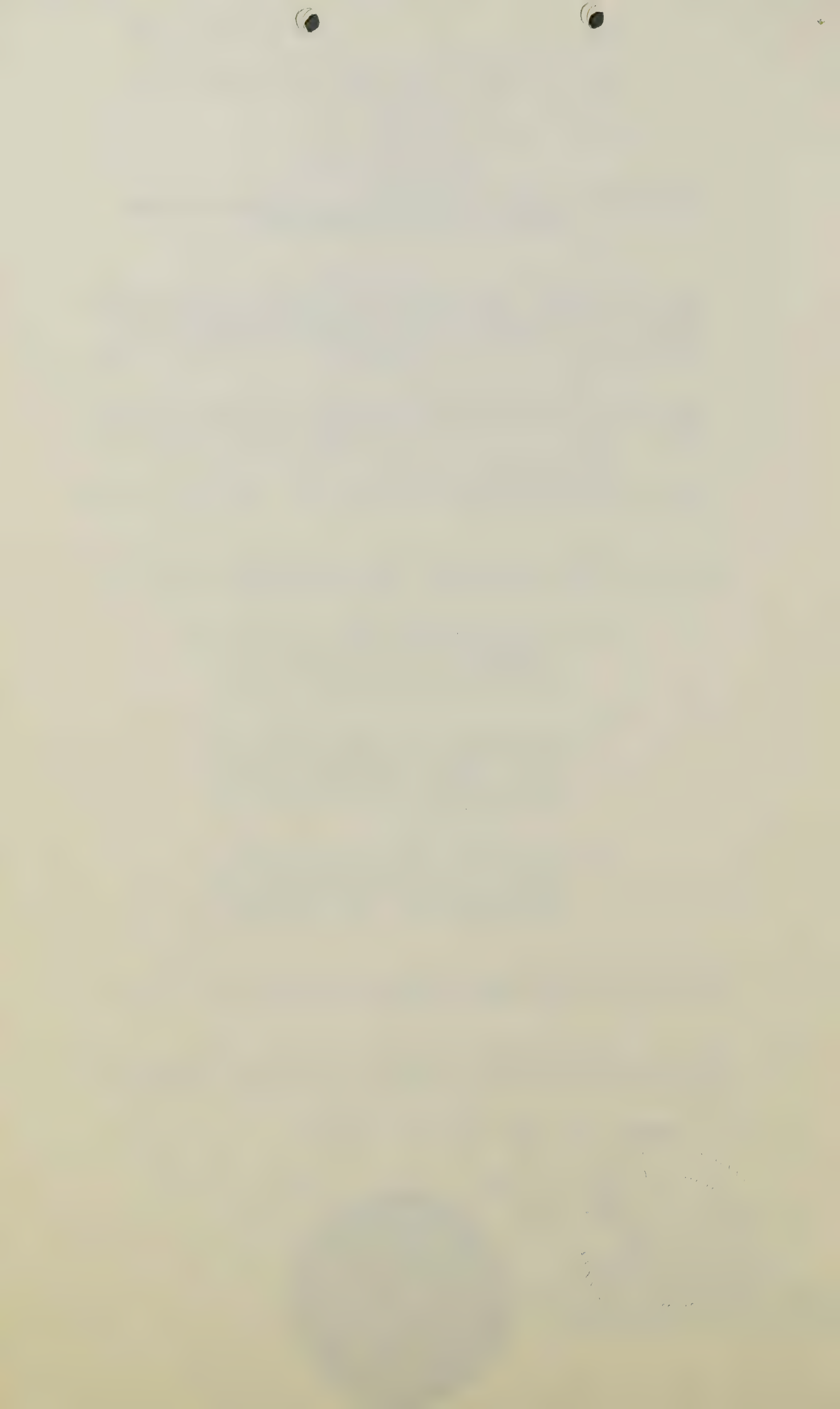
W. M. M. M.
Mayor

CERTIFIED A TRUE COPY

E.A. Simpson
CITY CLERK

(1985) 25 R.P.D.C. 1(C), September 24
Arosa Properties Limited, Owner
ZA-85-26







The Corporation of the City of Hamilton

BY-LAW NO. 85- 230

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 986 UPPER WENTWORTH STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, proposed by the Council of The Corporation of the City of Hamilton, but not yet approved by the Minister under The Planning Act at the time of the passing of the by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-18A of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) district to "HH" (Restricted Community Shopping and Commercial) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "HH" (Restricted Community Shopping and Commercial) district provisions applicable to the land referred to in section 1 are amended to the extent only of the special requirements that,

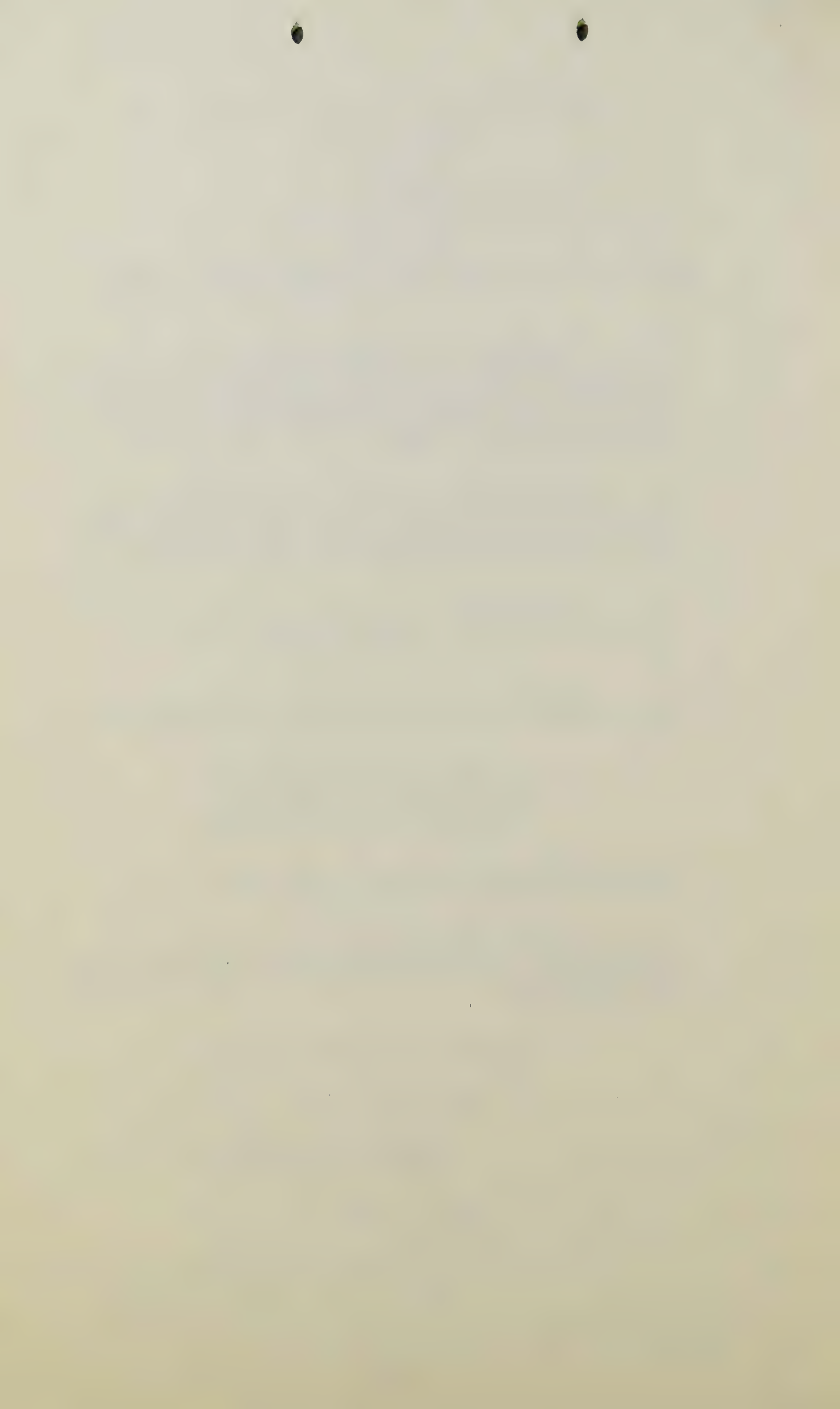
- (a) notwithstanding subsection 14A(1) of By-law No. 6593, the following,

1. PUBLIC USES shall be prohibited:

- 1. A private club, lodge, fraternity or sorority house or a labour union hall.

2. COMMERCIAL USES shall be prohibited:

- 1. A restaurant or refreshment room.



2. An auctioneer's premises.
3. A tavern.
4. A billiard room, bowling alley, shooting gallery, penny arcade, public hall, music hall, theatre or other place of amusement except a carnival show, circus, trained animal show, merry-go-round, roller coaster, race track and other such places of amusement.

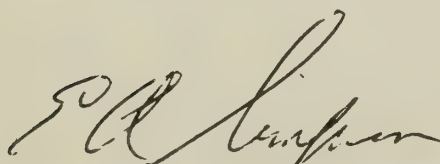
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "HH" District provisions, subject to the special requirements referred to in section 2.

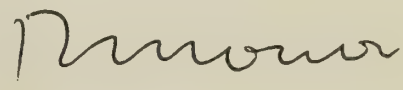
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-936".

5. Sheet No. E-18A of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-936".

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

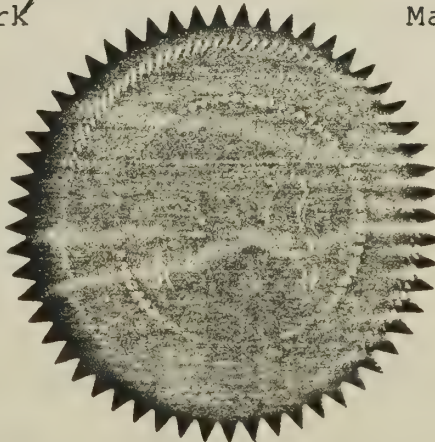
PASSED this 29th day of October A.D. 1985.


City Clerk

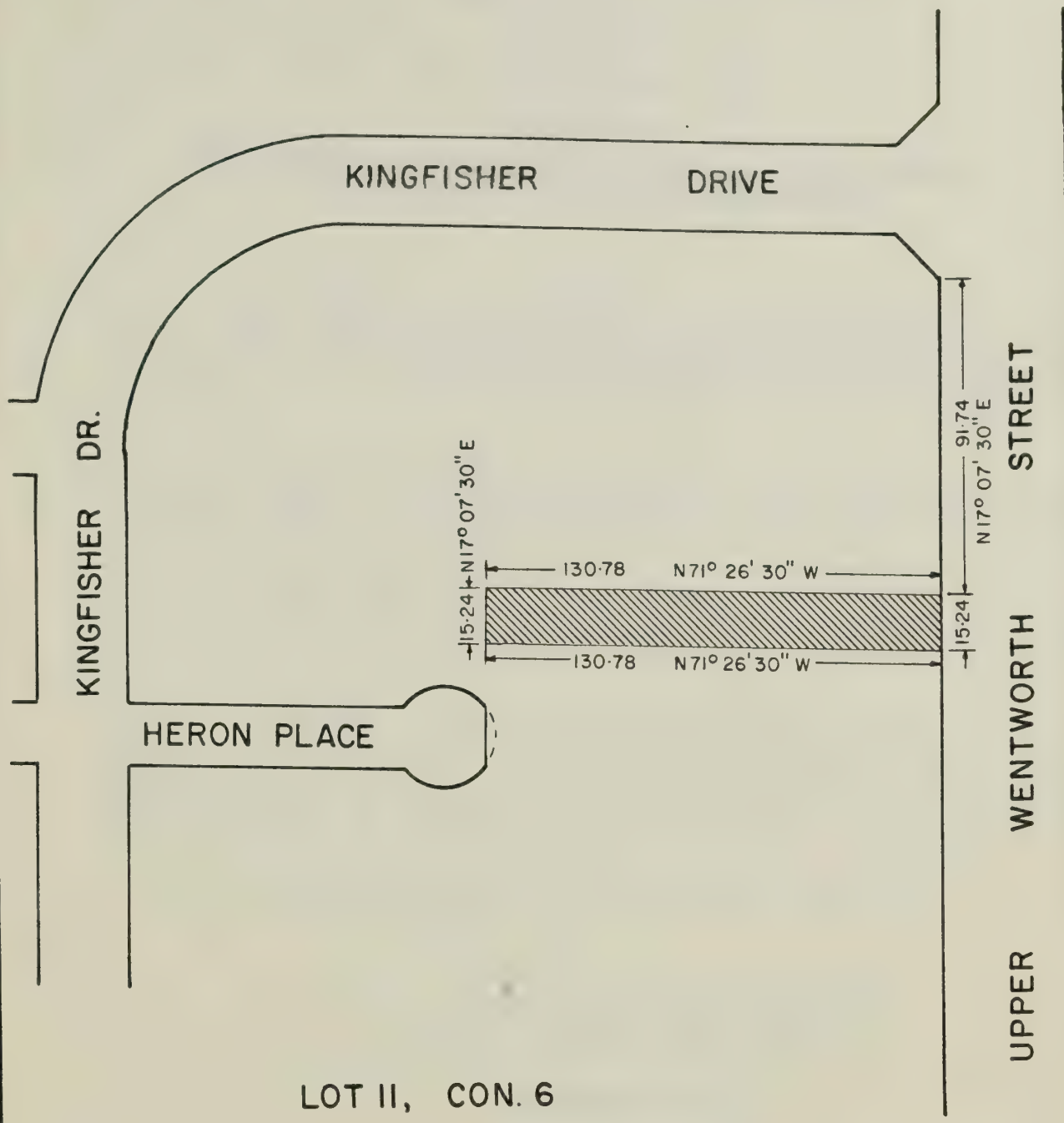

Mayor

CERTIFIED A TRUE COPY


CITY CLERK







LOT II, CON. 6

ALL DIMENSION ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW No.85- 230
PASSED THE 29 DAY OF October, 1985

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON
SCHEDULE "A"

MAP FORMING PART OF

BY-LAW No. 85- 230
TO AMEND BY-LAW No. 6593

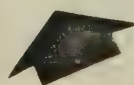
Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "AA"
(AGRICULTURAL) DISTRICT TO
"HH" (RESTRICTED COMMUNITY SHOPPING
AND COMMERCIAL ETC.) DISTRICT, MODIFIED.

North



Scale
N. T. S.

Date
85 - 09 - 27

Reference File No.
ZA 85-64

Drawing No.

The Corporation of the City of Hamilton

BY-LAW NO. 85- 231

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 549 WILSON STREET
and 79 and 81 SANFORD AVENUE NORTH

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district provisions applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding subsection 10(1) of By-law No. 6593,

(i) the following **INDUSTRIAL USE** and **ACCESSORY USE** thereto, shall not be prohibited:

1. **INDUSTRIAL USE:**

A. A bakery.

2. **ACCESSORY USE:**

A. A restaurant having a maximum seating capacity of 12 persons;

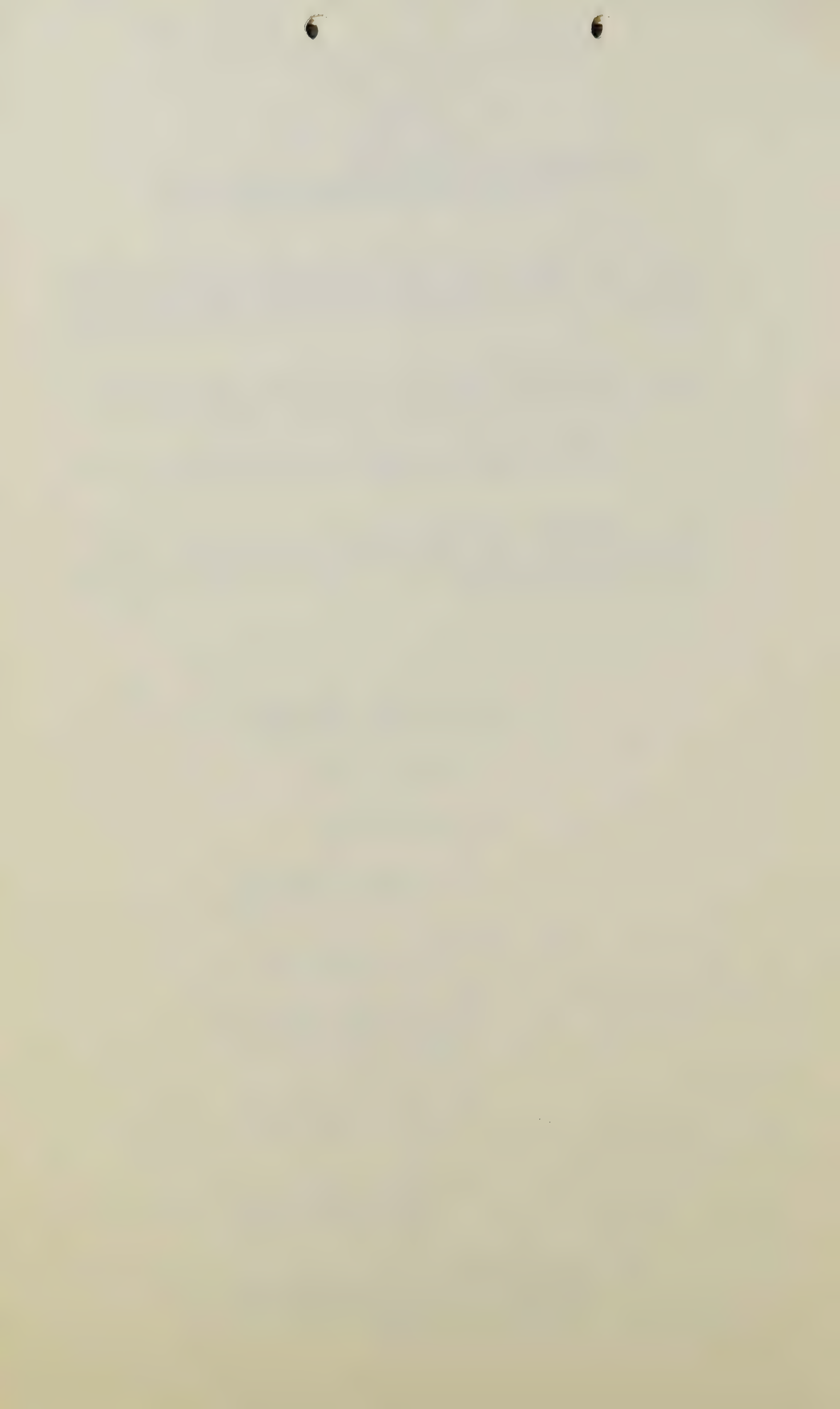
(ii) the following **COMMERCIAL USE** shall not be prohibited:

1. One business identification sign that is a window sign or a wall sign that complies with the following requirements:

A. The total aggregate area of the sign shall not exceed 2.5 m².

B. The sign shall not be illuminated except by non-flashing indirect lighting;

(b) notwithstanding clause 10(3)(i) of By-law No. 6593, a front yard of a depth of at least 3.0 m. shall be provided and maintained;



- (c) notwithstanding clause 10(3)(ii) of By-law No. 6593, a southerly side yard of a width of at least 0.10 m. shall be provided and maintained;
- (d) a closed board fence not less than 1.2 m. nor more than 2.0 m. in height shall be provided and maintained along,
 - (i) the westerly property line of the land;
 - (ii) the rear 8.50 m. of the northerly property line of No. 81 Sanford Avenue North;
- (e) the land shall not be used for outside storage of any kind;
- (f) the exterior of the building known as No. 81 Sanford Avenue North shall not be altered;
- (g) notwithstanding subsection 18A(9) of By-law No. 6593, part of the required parking space and manoeuvring space shall not be prohibited off the lot on which the principal use, building or structure is located.

2. By-law No. 79-271, passed on the 25th day of September, 1979 and approved by the Ontario Municipal Board on the 20th day of November, 1979, (File No. R 794022), is repealed.

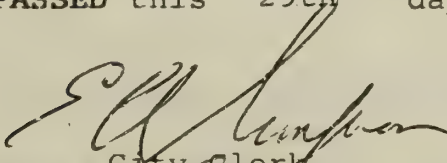
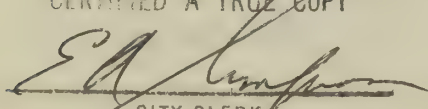
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "D" district provisions, subject to the special requirements referred to in section 1.

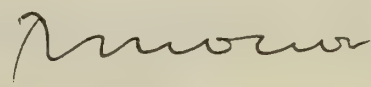
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-671a".

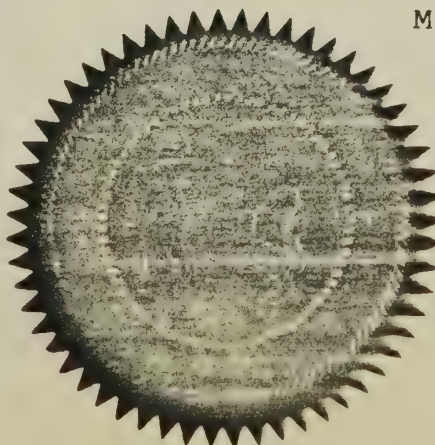
5. Sheet No. E-22 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-671a".

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

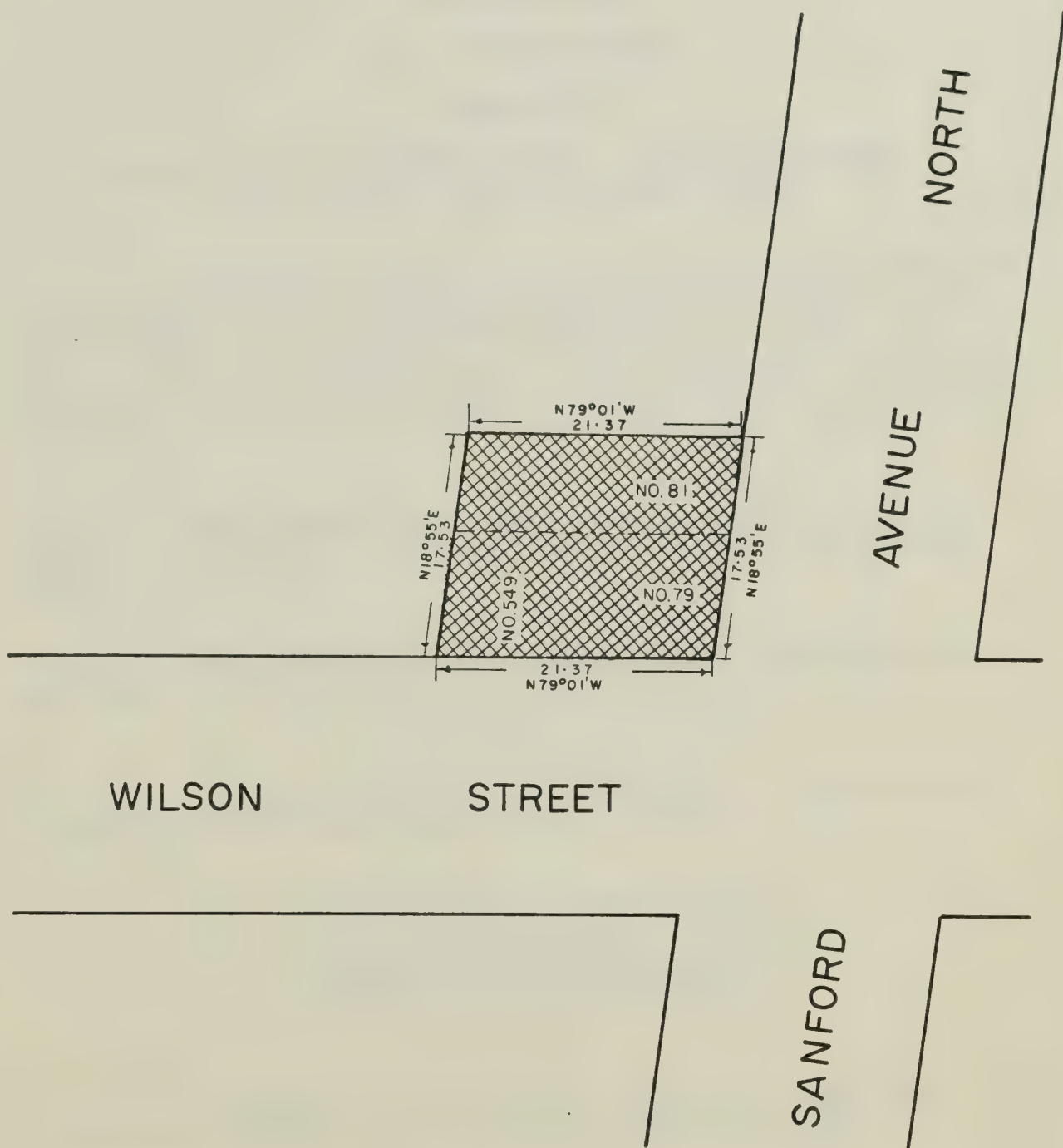
PASSED this 29th day of October A.D. 1985.


City Clerk
CERTIFIED A TRUE COPY

CITY CLERK


Mayor







THIS IS SCHEDULE "A" TO BY-LAW NO.85-231
PASSED THE 29 DAY OF October, 1985

E.A. Simpson
Clerk

W. W. W. W.
Mayor

CITY OF HAMILTON
SCHEDULE "A"

MAP FORMING PART OF
BY - LAW NO.85- 231
TO AMEND BY - LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY
BY-LAW NO.85-

North



Scale

1 : 500

Date

85 -09-24

Reference File No.

ZAB5-61

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85- 232

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NOS. 549 WILSON STREET
and 79 and 81 SANFORD AVENUE NORTH

WHEREAS By-law No. 79-275, passed on the 25th day of September, 1979, under section 35a of The Planning Act, as re-enacted by The Planning Amendment Act, 1979, S.O. 1979, Chapter 59, section 1, (now section 40 of The Planning Act, R.S.O. 1980, Chapter 379), established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

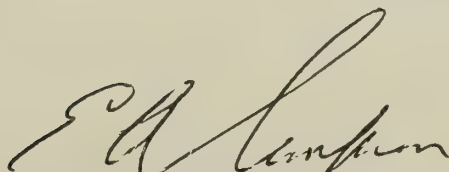
NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

86. Land located at Municipal Nos. 549 Wilson Street and 79 and 81 Sanford Avenue North, shown on Appendix 86 hereto annexed and forming part of this by-law.

2. Schedule "A" is annexed hereto and forms part of this by-law and By-law No. 79-275, as Appendix 86.

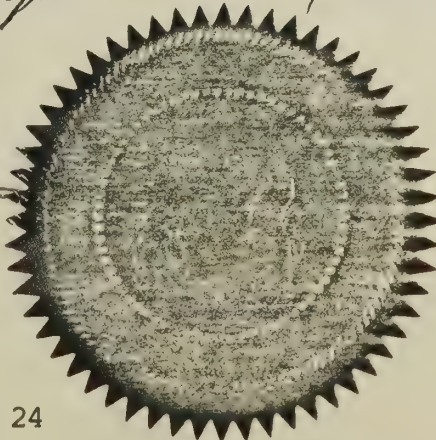
PASSED this 29th day of October A.D. 1985.


City Clerk

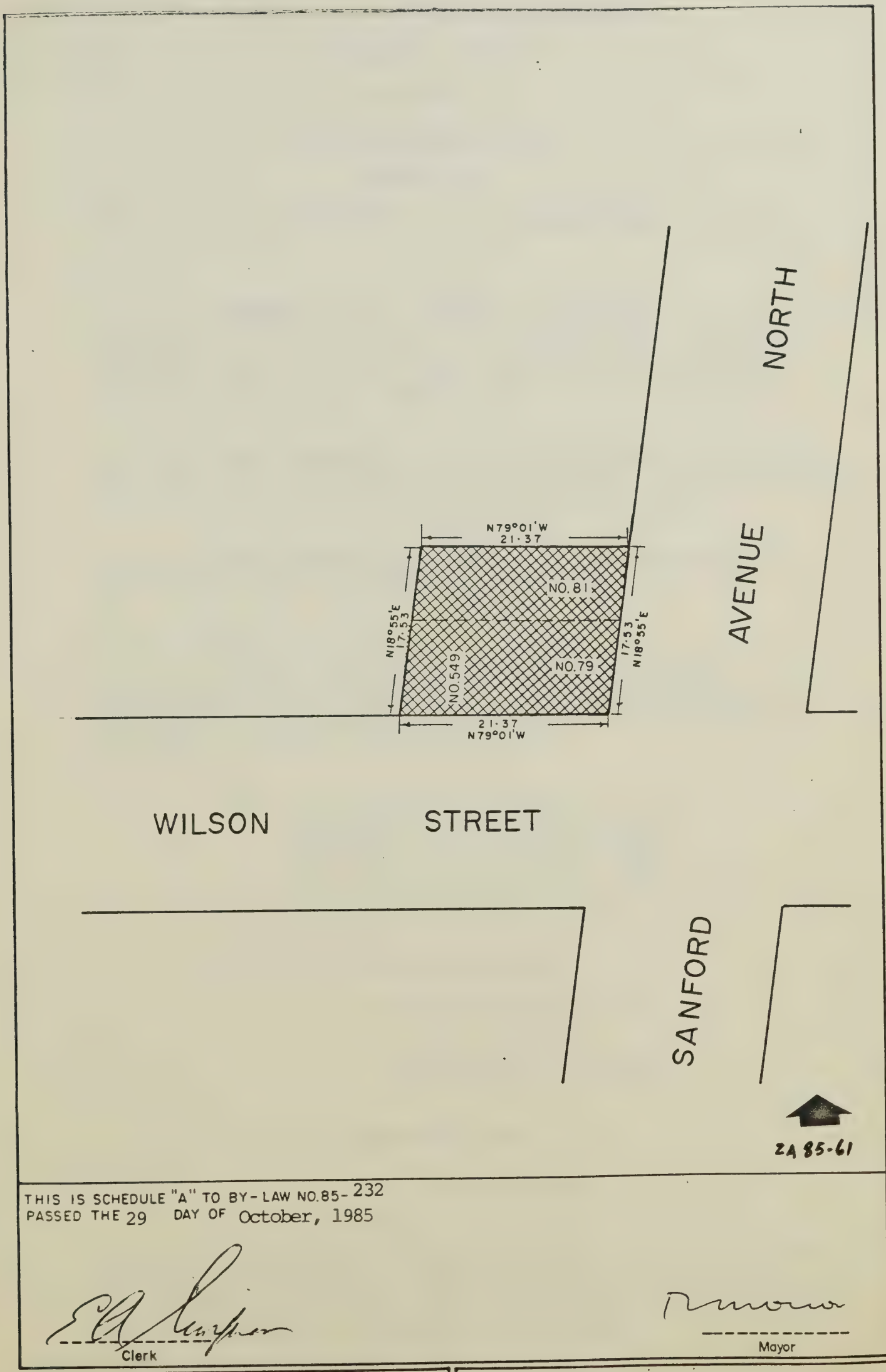

Mayor

CERTIFIED A TRUE COPY


CITY CLERK







LEGEND



Lands designated under this by-law as an area of Site Plan Control pursuant to Section 40 of The Planning Act.

Appendix **86** to By-law No. 79-275.



The Corporation of the City of Hamilton

BY-LAW NO. 85- 233

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 121 HUGHSON STREET NORTH

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "H" (Community Shopping and Commercial, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding subsection 14(1) of By-law No. 6593, the following **COMMERCIAL** and **INDUSTRIAL USES** shall not be prohibited in the building existing on the day of the passing of this by-law:

(i) **COMMERCIAL USES:**

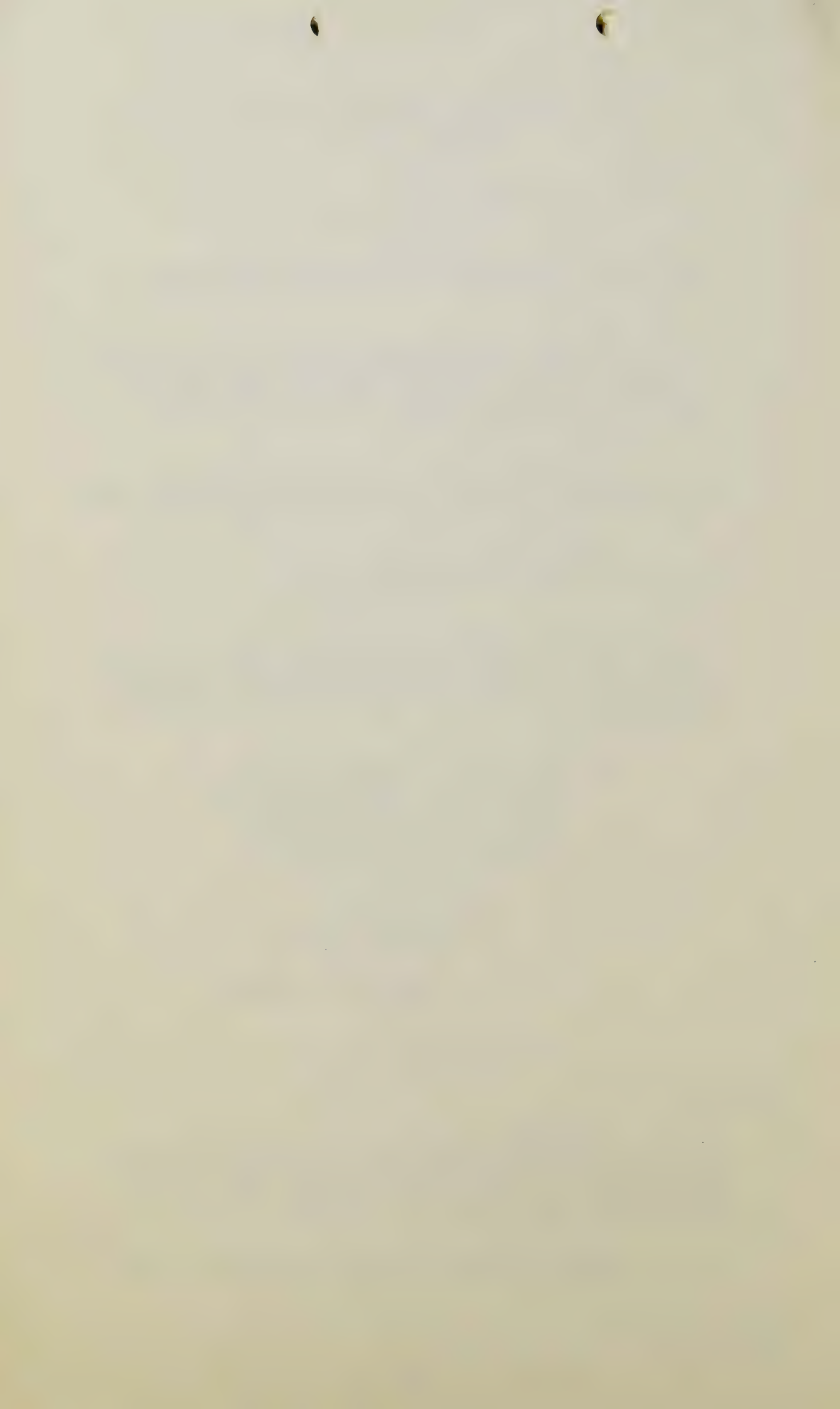
1. Wholesale and retail sale of spices.
2. Packaging and storage of spices;

(ii) **INDUSTRIAL USE:**

1. Milling spices.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "H" District provisions, subject to the special requirement referred to in section 1.

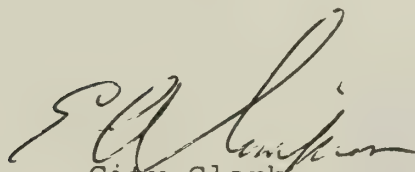
3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-934".



4. Sheet No. E-4 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-934".

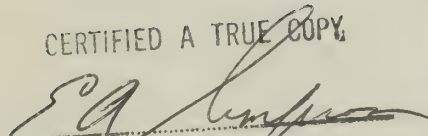
5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

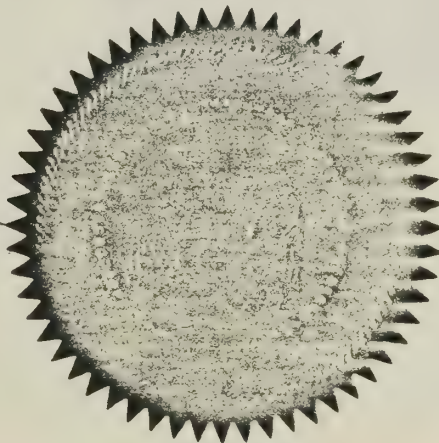
PASSED this 29th day of October A.D. 1985.


City Clerk

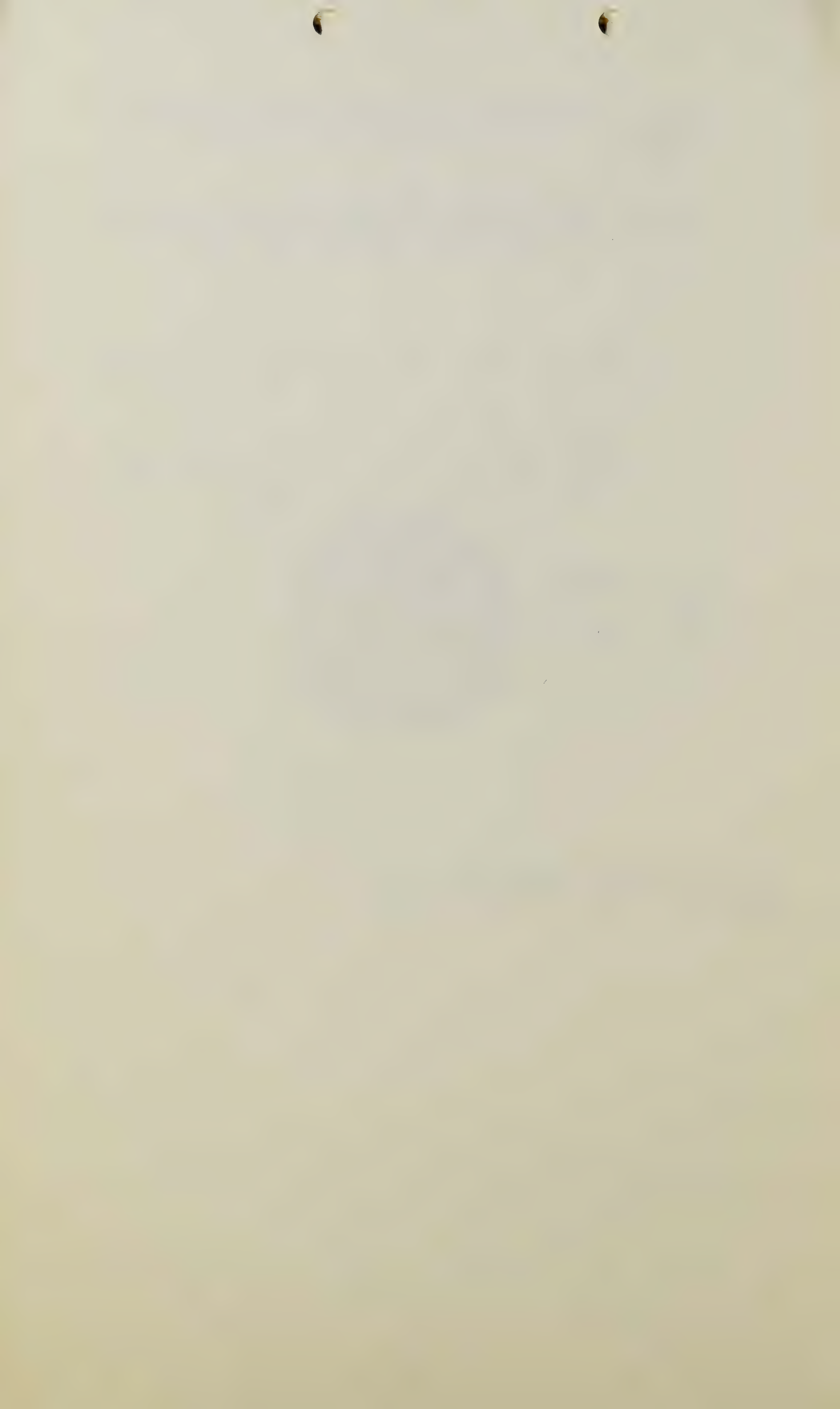

Mayor

CERTIFIED A TRUE COPY.


CITY CLERK



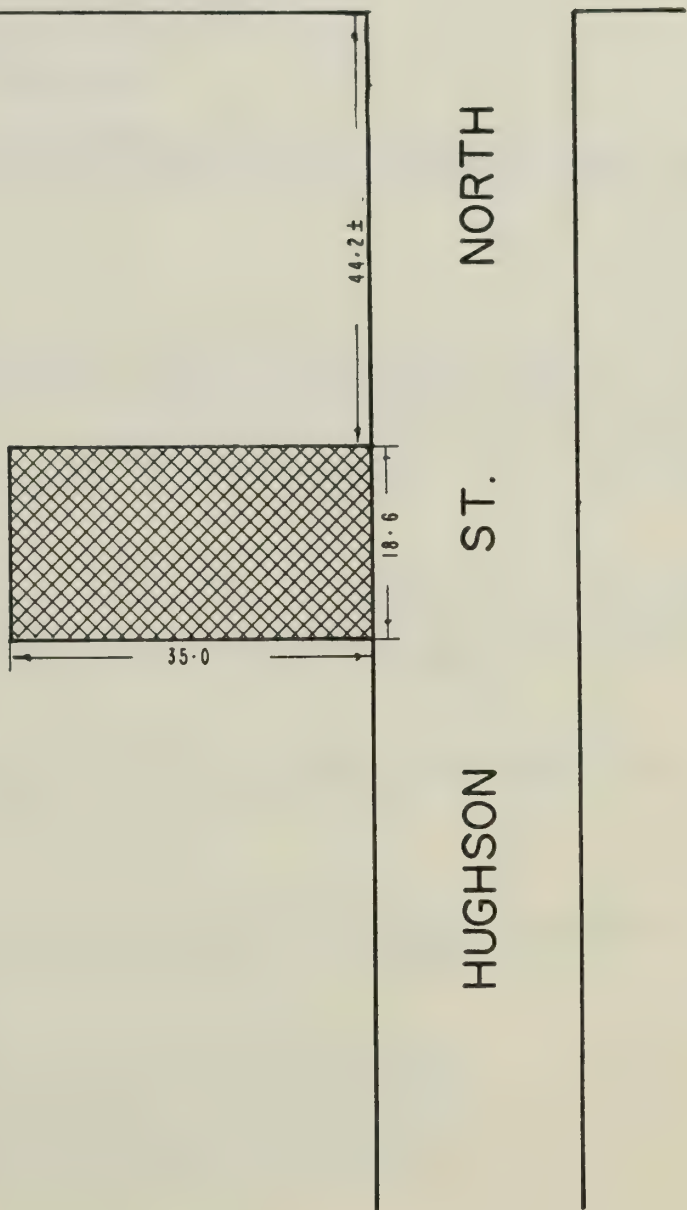
(1985) 25 R.P.D.C. 3(A), September 24
Young-Winfield Canada Limited, Prospective Owner
ZA-85-58



CANNON

ST.

EAST



ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO.85-233
PASSED THE 29 DAY OF October, 1985

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO.85-233

TO AMEND BY-LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY BY-LAW
NO.85-

North



Scale
1:750

Date
85-09-24

Reference File No.
ZA85-58

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85- 234

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED ON BOTH SIDES OF THE PROPOSED
EXTENSION OF REXFORD DRIVE, IN THE AREA NORTH OF STONE CHURCH ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-38C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) district, to "R-4" (Small Lot Single-Family Detached) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "R-4" (Small Lot Single-Family Detached) district provisions applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding subsection 9A(1) of By-law No. 6593, only the following:

- (i) RESIDENTIAL USE shall not be prohibited:

1. A single-family dwelling;

- (ii) ACCESSORY USE shall not be prohibited:

1. Accessory buildings or structures to a single-family dwelling.



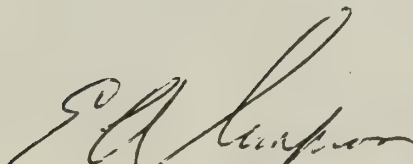
3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "R-4" District provisions, subject to the special requirement referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-925".

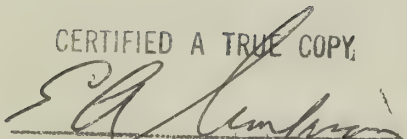
5. Sheet No. E-38C of the District Maps is amended by marking the lands referred to in section 1 of this by-law, "S-925".

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 29th day of October A.D. 1985.


City Clerk


Mayor

CERTIFIED A TRUE COPY,

CITY CLERK



(1985) 22 R.P.D.C. 3(B), July 30
Robert Shelley Construction Ltd.,
Canada Permanent Trust Company,
Sunshine Homes Ltd., and
Di Cenzo Construction Company Ltd., Owners
ZA-85-47



The Corporation of the City of Hamilton

BY-LAW NO. 85- 235

To Designate:

THE PROPERTY LOCATED AT MUNICIPAL NO. 913 BEACH BOULEVARD

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of The Ontario Heritage Act, R.S.O. 1980, Chapter 337;

AND WHEREAS the Conservation Review Board, in its report dated September 18, 1985, was of the "opinion that the subject property is a fine example of a style of architecture worthy of preservation, and recommends that "913 Beach Boulevard" be duly designated by by law under the provisions of the Ontario Heritage Act, R.S.O. 1980, Chapter 337";

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(14)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at 913 Beach Boulevard and more particularly described in schedule "A" hereto annexed, is hereby designated as property of historic and architectural value and interest.
2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in schedule "B", to be registered against the property affected in the proper registry office.
3. The City Clerk is hereby authorized and directed,
 - (i) to cause a copy of this by-law, together with reasons for the designation to be served on the owners and The Ontario Heritage Foundation by personal service or by registered mail;
 - (ii) to publish a notice of this by-law in a newspaper having general circulation in the Municipality of the City of Hamilton, for three consecutive weeks.

PASSED this 29th day of October A.D. 1985.

CERTIFIED A TRUE COPY

City Clerk

CITY CLERK

Mayor

SCHEDULE "A"

To

By-law No. 85- 235

913 Beach Boulevard,

Hamilton, Ontario

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being on Burlington Beach, in the City of Hamilton, in the Regional Municipality of Hamilton-Wentworth, and being composed of all of Lot Number 25 and North half of Lot Number 26 (South of the Canal) and having a total frontage of 78 feet more or less, in a survey of the Beach property, according to Plan of E. G. Barrow, P.L.S. originally dated 28th day of February, 1878, now registered in the Registry Office for the Registry Division of Wentworth on the 21st day May, 1910, as Plan No. 452 saving and excepting nevertheless all ores, mines and minerals which shall or may hereafter be found on or under the said lands.

On the said lands is now erected a frame dwelling house, now known as Municipal Number 913 Beach Boulevard.

SCHEDULE "B"

To

By-law No. 85- 235

REASONS FOR DESIGNATION

913 Beach Boulevard

Hamilton, Ontario

The large two-storey frame house at 913 Beach Boulevard was built as a summer residence for Francis Edwin Kilvert, noted local lawyer and politician.

Located on the beach strip south of the canal and directly on the lakefront, Kilvert's "summer cottage" bears witness to the time when the Hamilton Beach flourished as a fashionable summer resort area, at its height during the late Victorian and Edwardian eras.

The design is one of Hamilton's best examples of late 19th century resort architecture, essentially Queen Anne in style but entirely shingled over roof and walls in the manner of the east coast Shingle Style. Architectural details type of the Queen Anne style are the ornate, one-storey verandah carried around the side of the house, the half timber work in the gables, and the comple massing of projecting gables and roofs. No. 913 Beach Boulevard represents a style not commonly found in this area today but the Hamilton Beach still retains nearly a number of such houses, some of which are located nearby.

The first owner of the summer house was Francis Edwin Kilvert, a local lawyer who served as an alderman (1873-74), as mayor of Hamilton (1877-78), and a Member of Parliament (1878-1887). The house was sold in 1915 to Walter Connelly, a bank manager, and from 1918-48 the Donald family owned the residence. It has been converted to year-round use.

Included in the designation are the original elements of the west and south facades and the verandah.

Bill No. C-110
The Corporation of the City of Hamilton

BY-LAW NO. 85-236

To Adopt:

Official Plan Amendment No. 28

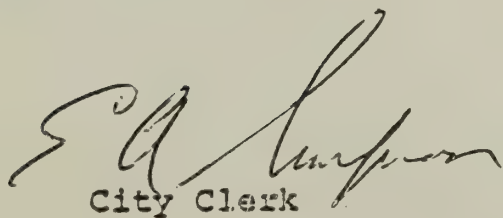
Respecting:

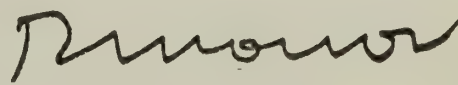
LANDS FRONTING ON UPPER JAMES STREET FROM THE EAST-WEST AND
NORTH-SOUTH TRANSPORTATION FACILITY TO THE CITY LIMITS, AND
FRONTING ON RYMAL ROAD IN THE VICINITY OF UPPER JAMES STREET

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 28 to the Official Plan of the
Hamilton Planning Area consisting of Schedule 1, hereto
annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such
approval of the Official Plan Amendment referred to in
section 1 above, as may be requisite, be obtained and for
the doing of all things for the purpose thereof.

PASSED this 29th day of October A.D. 1985.


City Clerk


Mayor

CERTIFIED A TRUE COPY


CITY CLERK



AMENDMENT NO. 28 TO THE
CITY OF HAMILTON OFFICIAL PLAN

The following text, together with the attached Schedules "A" and "B" hereto, constitutes Amendment No. 28.

PURPOSE -

The purpose of this Amendment is to:

- recognize Upper James Street (from the East-West and North-South Transportation Facility to the City limits) as a major highway-oriented commercial area;
- provide for a diversity of retail and service uses catering not only to the travelling public, but to the daily needs of the adjacent Neighbourhoods; and,
- provide the basis for more detailed planning through Neighbourhood Plans and design guidelines to ensure a co-ordinated approach to development, and minimize conflicts between the Commercial uses on Upper James Street and the Residential uses within the Neighbourhoods.

LOCATION

This Amendment applies to lands fronting on Upper James Street from the East-West and North-South Transportation Facility to the City limits, and fronting on Rymal Road in the vicinity of Upper James Street.

BASIS

Official Plan Amendment No. 22 effectively deletes the Staging policies of the Official Plan to provide for the immediate development of the southwest sector of the City, subject to the availability of municipal services. Accordingly, in conjunction with this Amendment, a detailed study was undertaken to identify the appropriate land use pattern and implementation scheme for the Upper James Street corridor. The study resulted in a land use concept which requires certain changes to the Official Plan prior to its realization.

ACTUAL CHANGES

- (1) Schedule "A" of the Official Plan (Land Use Concept), as amended, will be further amended as shown on the attached map being Schedule "A" to this Amendment.

- (2) The following be added to Schedule "B" - Special Policy Areas:
- o "Special Policy Area 31, 31a, 31b and 31c;" and,
 - o "Area 31, 31a, 31b and 31c, refer to Policy A.2.9.3.26" in the legend.
- (3) The following new policy be added to Subsection A.2.9.3 - Other Policy Areas;
- A.2.9.3.26 In keeping with the provisions of Subsection 2.2 - Commercial Uses, for those lands shown on Schedule "B" as SPECIAL POLICY AREA 31, (which includes 31a, 31b and 31c), and designated "Commercial" on Schedule "A" the following will apply:
- (i) The Upper James Street frontage is recognized as a highway-oriented Commercial area which will include a diversity of retail and service uses catering not only to the travelling public, but to the daily needs of the adjacent neighbourhoods;
 - ii) In keeping with Clause (i) above, three sub-areas are identified to provide the following uses within the Special Policy Area:
 - a) in Area "31a" mixed Commercial/Residential uses will be permitted from south of Chipman Avenue/Blossom Lane to Stone Church Road (excluding the car dealership). Such uses will be developed at a height, scale and intensity compatible with the nature of the commercial development along Upper James Street and the existing and anticipated Residential uses in the interior of the Neighbourhoods. The provisions regarding amenity, parking and other similar criteria for mixed Commercial/Residential uses, as provided in Policy A.2.2.36 will apply in the development of these uses.
 - b) in Area "31b", retail/warehouse uses will be permitted in keeping with Policies A.2.2.16 and A.2.2.18; and,
 - c) in Areas "31c", neighbourhood-based retail and service uses catering to the adjacent Residential areas will be permitted. However, in the case of the Area identified as "31c", located mid block between Stone Church Road and Rymal Road, in the vicinity of a mid-block collector (as may be determined through the Neighbourhood Plan), retail warehouse uses will also be permitted in addition to neighbourhood-based retail and service uses. Development of these Areas may take place east-west along the collector (as opposed to the Upper James Street frontage).

- iii) In accordance with Subsection D.2., the preparation of Neighbourhood Plans in this Area will consider the following:
 - a) the location of a mid-block Collector Road between Stone Church Road and Rymal Road;
 - b) the extent of Commercial, mixed Commercial/Residential uses, retail/warehouse uses and neighbourhood-based retail and service uses;
 - c) lot depth, lot frontages and building setbacks to effectively accommodate the appropriate on-site parking, circulation and ingress and egress;
 - d) the location of access points between adjacent uses and to the road;
 - e) utilizing shared access and/or parking facilities with adjacent developments; and,
 - f) utilizing service roads, cul-de-sacs or other appropriate means to reduce the number of individual access points.
- iv) Design guidelines will be prepared in conjunction with the Neighbourhood Plan to detail such matters as, but not limited to:
 - a) minimizing potential conflicts between the Commercial uses fronting on Upper James Street, and the Residential uses within the Neighbourhood, by establishing an appropriate buffer or transitional area which may include landscaping, berming and/or fencing;
 - b) providing guidelines to enhance the visual amenity of the Upper James Street frontage; and,
 - c) ensuring in Areas 31c compatibility with adjacent Residential uses, pedestrian access to and from the abutting Neighbourhoods and, continuous pedestrian linkage between commercial developments.
- v) To ensure a co-ordinated approach in the development of Special Policy Areas 31, 31a, 31b and 31c, and to enhance Upper James Street as a viable Commercial area, proponents of development or redevelopment will be encouraged to co-operate with adjacent property-owners regarding such matters as, access, parking, architectural quality and design, and landscaping.

- vi) In accordance with Policy D.2.2, Multi-Centre uses will be permitted in the vicinity of Upper James Street and Stone Church Road. Accordingly, Multi-Centre uses such as, Institutional, recreational and medium density Residential uses will also be permitted in addition to Commercial uses.
- (4) Delete the Multi-Centre designation on Schedule "G" - Planning Units, in the vicinity of Stone Church Road and West 5th Avenue.

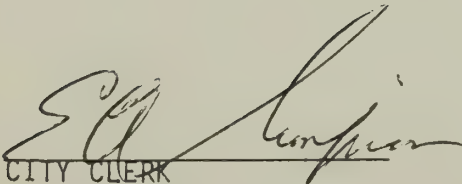
IMPLEMENTATION

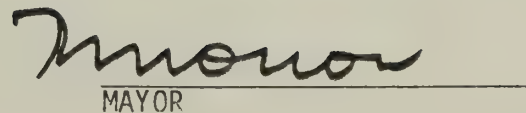
The provisions of Section "D" - Implementation as amended will apply to the implementation of this Amendment.

Bill No. C-116

This is Schedule 1 to By-law No. 85 - 236, passed on the day of
October 29th A.D. 1985.

THE CORPORATION OF THE
CITY OF HAMILTON


CITY CLERK


MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 85-237

To Adopt:

Official Plan Amendment No. 32

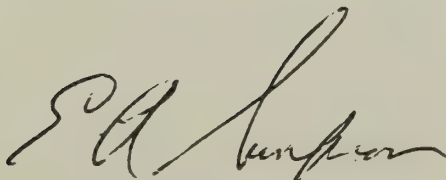
Respecting:

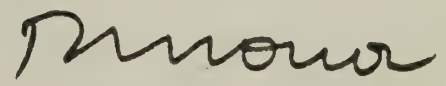
AN AMENDMENT TO INCORPORATE A POLICY REGARDING FUTURE ROAD
WIDENINGS UNDER SITE PLAN CONTROL IN THE OFFICIAL PLAN

The Council of The Corporation of the City of
Hamilton enacts as follows:

1. Amendment No. 32 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.
2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 29th day of October A.D. 1985.


City Clerk


Mayor

CERTIFIED A TRUE COPY


CITY CLERK



(1985) 27 R.P.D.C. 9, October 29

AMENDMENT NO. 32 TO THE
CITY OF HAMILTON OFFICIAL PLAN

PURPOSE

The purpose of this Amendment is to incorporate a policy regarding future road widenings under Site Plan Control in the Official Plan.

BASIS

Section 40(9) of the new Planning Act sets out the legislative framework for road widenings under Site Plan Control. This Section of the Act requires that a municipality intending to obtain the dedication of land for future road widenings, must show or describe the extent of such widening in the Official Plan.

ACTUAL CHANGES

1. Subsection B.3.1 - Road Network, be amended by adding the following to the end of the Subsection as Policy 3.1.19:

"3.1.19 In accordance with the Planning Act, where a property is located in a Proposed Site Plan control area, as defined in Subsection D.3, the following provisions will apply:

- i) Further to Policy 3.1.2 above, Council will require as a condition of Site Plan approval, the dedication of property abutting ROADS with future rights-of-way widths in the south mountain and east end areas of the City, as specified on Schedule "F". In addition, the dedication of property abutting certain ROADS with future rights-of-way widths as defined below will also be required.

	<u>Road</u>	<u>From</u>	<u>To</u>	<u>Future Rights-of-Way Width (metres)</u>
1)	Bay Street	Perimeter Industrial Road	Main Street	26
2)	Centennial Parkway	Queen Elizabeth Way	Barton Street	36
3)	Cannon Street	Caroline Street	Victoria Avenue	26
4)	King Street	Highway No. 403	Bay	26
5)	King Street	Wellington Street	Victoria Avenue	26

6)	Limeridge Road	150 metres east of West 5th Street	150 metres west of West 5th Street	26
7)	Limeridge Road	150 metres west of Upper James Street	Ridge Street	26
8)	Limeridge Road	150 metres west of Upper Wellington	150 metres east of Upper Sherman	26
9)	Limeridge Road	150 metres west of Upper Ottawa	Mountain Brow Boulevard	26
10)	Main Street	Highway No. 403	Bay Street	26
11)	Queen Street	Main Street	York Boulevard	26
12)	Wellington Street	Claremount Access	Perimeter Industrial Road	26
13)	Wilson Street	James Street	Victoria Avenue	26
14)	York Boulevard	MacNab Street	James Street	26

ii) The future rights-of-way widths identified in (i) above are based on the converted metric equivalent from the imperial measurement standard as follows:

<u>Imperial measurement</u>	<u>Exact metric equivalent</u>	<u>Rounded metric equivalent</u>
66 feet	20.117 metres	20 metres
80 feet	24.384 metres	24 metres
86 feet	26.213 metres	26 metres
100 feet	30.480 metres	30 metres
120 feet	36.576 metres	36 metres

Accordingly, the extent of the proposed widening on new ROADS or sections of existing ROADS which have not been previously widened will be calculated based on the rounded metric equivalent. However, on all existing ROADS where previous widenings have occurred, the proposed widening will be based on the exact metric equivalent;

iii) Where feasible, Council will acquire land through dedication, equally from both sides of the ROAD. However, in the developed areas of the City, it may be necessary to acquire more than half of the total dedication from one side of the ROAD. In such cases, the amount of land to be dedicated from each side of the ROAD, will not exceed one-half of the total proposed widening;

- iv) Where appropriate, Council will require as a condition of Site Plan approval, the dedication of property for daylighting triangles at ROAD intersections. In this regard, the maximum amount of land to be dedicated will not exceed 72 square metres; and,
- v) In certain cases and where deemed necessary Council may require ROAD widenings in addition to the rights-of-way widths specified in (i) above, to provide auxiliary turning lanes, or to provide appropriate access to a specific site, or where cut and fill requirements cannot be achieved within the specified rights-of-way to accommodate the necessary side slopes and/or retaining walls."

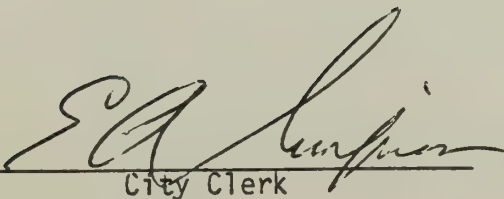
IMPLEMENTATION

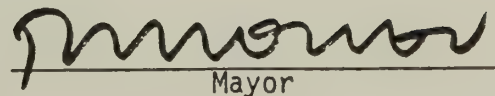
The provisions of Section "D" - Implementation of the City of Hamilton Official Plan as may be amended will apply to the implementation of this Amendment.

Bill No. C-117

This is Schedule 1 to By-law No. 85-237 , passed on the 29th day of October , A.D. 1985.

THE CORPORATION OF THE
CITY OF HAMILTON


City Clerk


Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 85- 238

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE EAST SIDE OF BERKINDALE DRIVE AT SWAN STREET

WHEREAS it is intended to change the zoning of the land hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-124 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

- (a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The "C" (Urban Protected Residential, etc.) district provisions applicable to the land referred to in section 1 are amended to the extent only of the special requirements that,

- (a) notwithstanding clause 9(3)(i) of By-law No. 6593, a front yard of a depth of at least 5.2 m. shall be provided and maintained;
- (b) notwithstanding clause 9(3)(iii) of By-law No. 6593, a rear yard of a depth of at least 5.5 m. shall be provided and maintained;
- (c) notwithstanding subsection 9(4) of By-law No. 6593, every lot shall have a width of at least 12.0 m. and an area of at least 350.0 m² within the district.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 2.

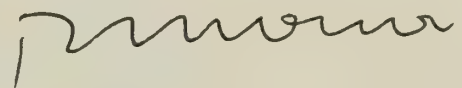
4. By-law No. 6593 is amended by adding this by-law to section 19B as "S-918".

5. Sheet No. E-124 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-918".

6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

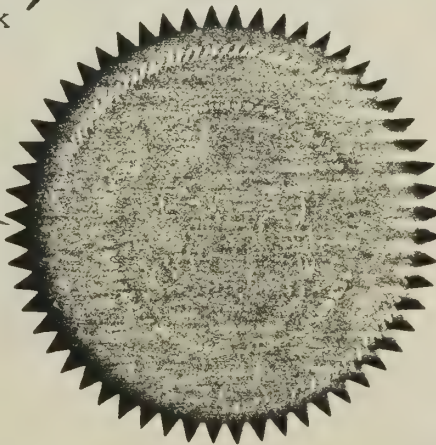
PASSED this 29th day of October A.D. 1985.


City Clerk

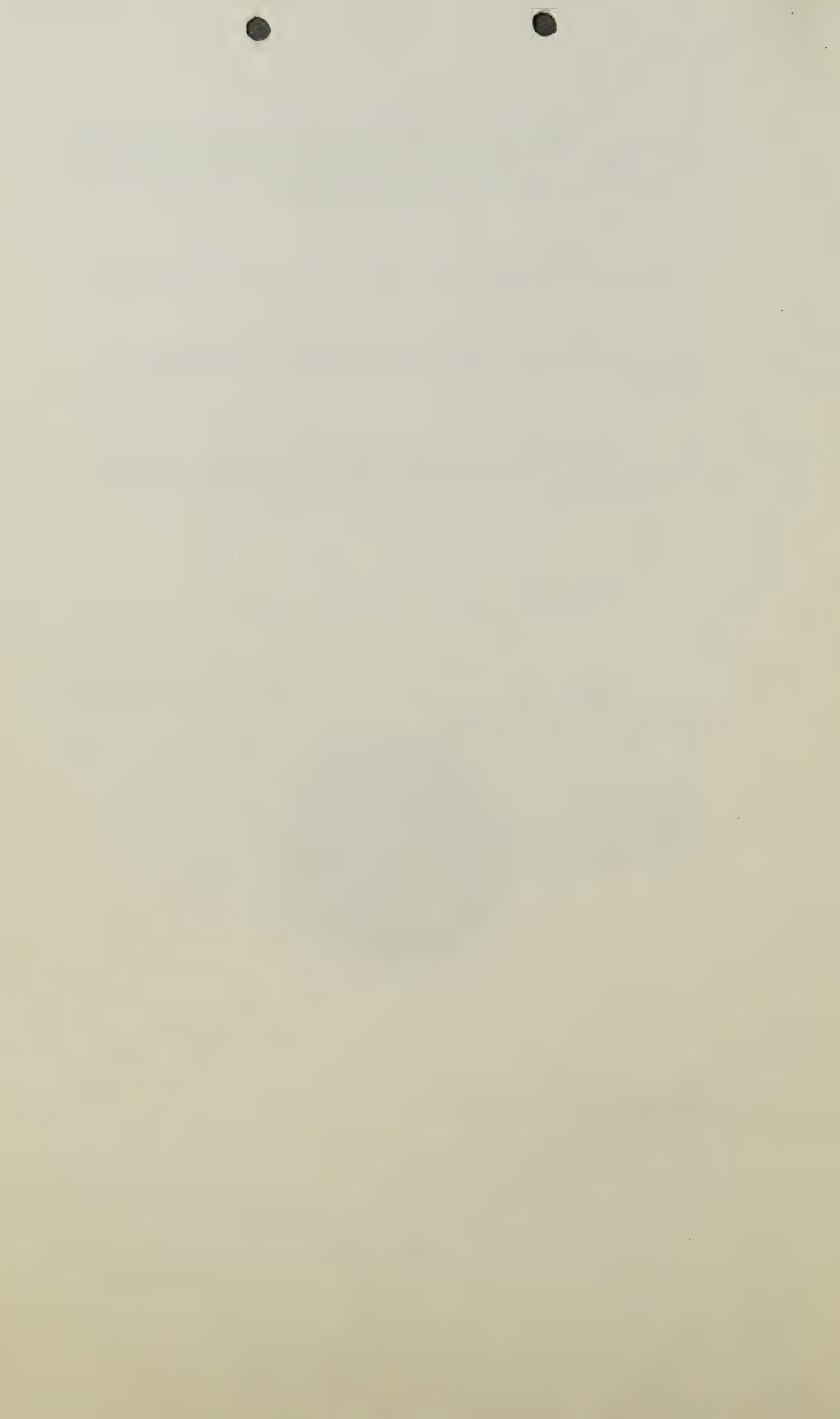

Mayor

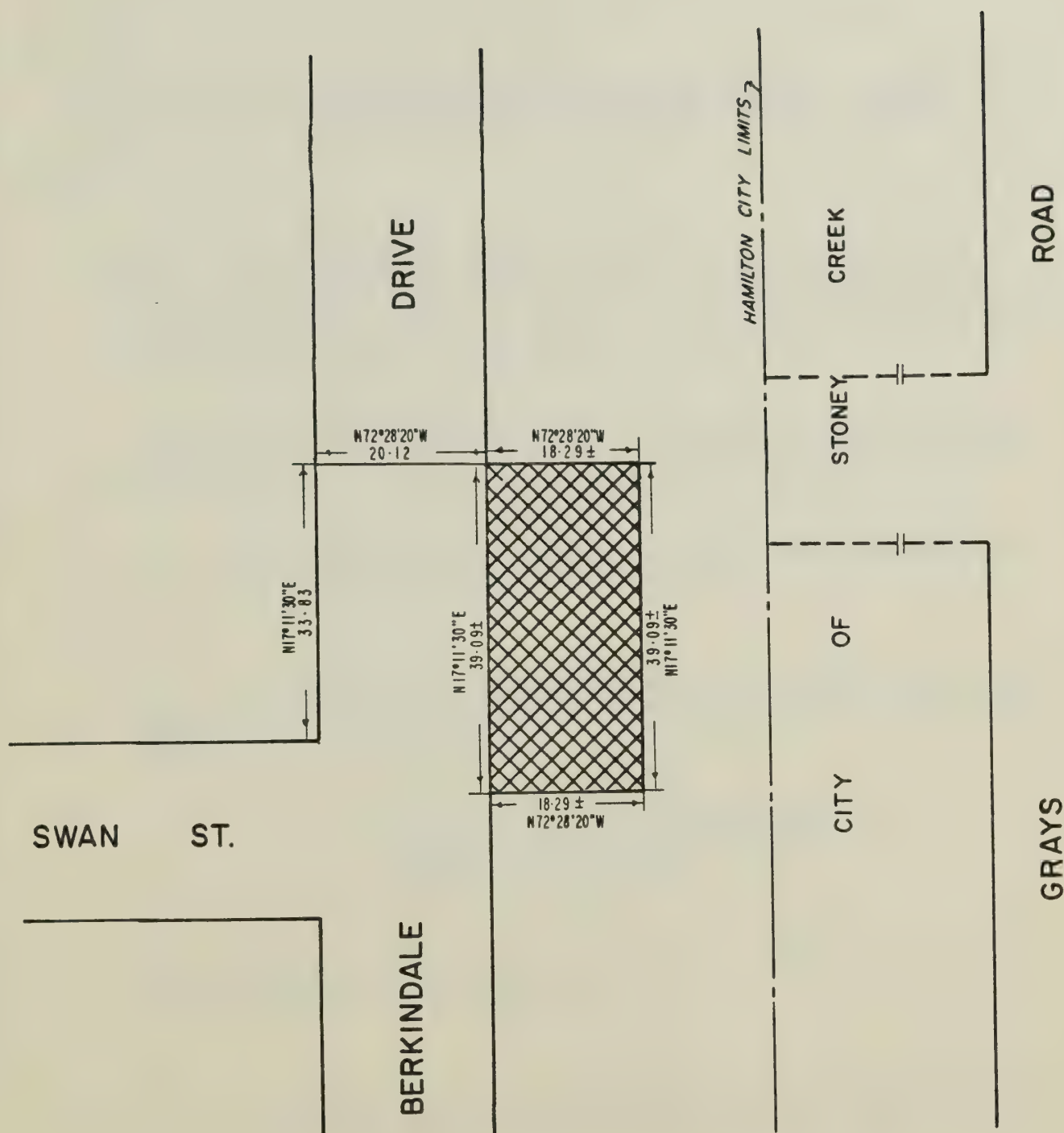
CERTIFIED A TRUE COPY.


CITY CLERK



(1985) 26 R.P.D.C. 1, October 8
Henry Hader, Owner
ZA-85-40





ALL DIMENSIONS ARE IN METRES

THIS IS SCHEDULE "A" TO BY-LAW NO.85-238
PASSED THE 29 DAY OF October, 1985

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY - LAW NO.85- 238

TO AMEND BY - LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "AA" (AGRICULTURAL)
DISTRICT TO "C" (URBAN PROTECTED RESIDENTIAL, ETC.) DISTRICT.

North



Scale

1 : 750

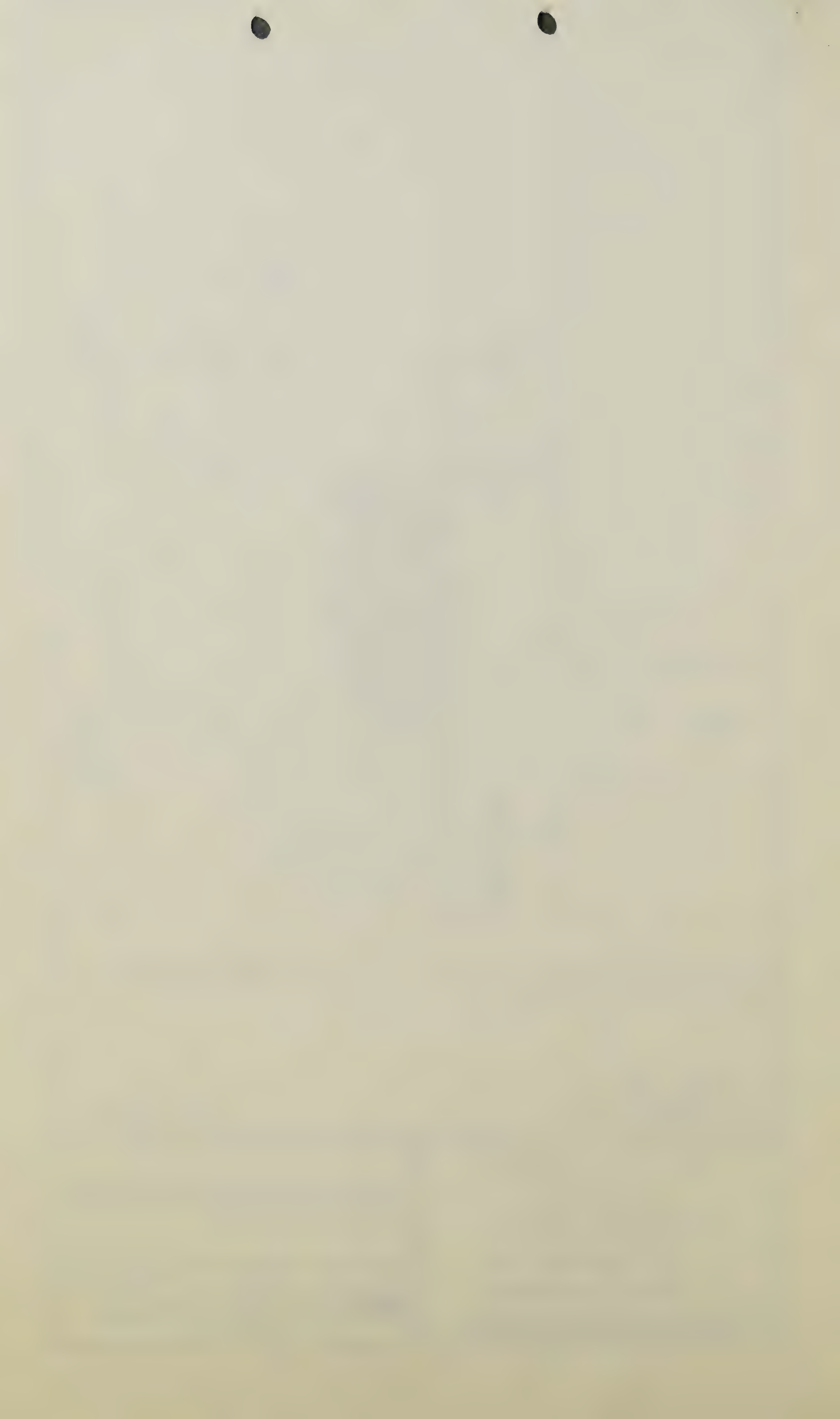
Date

85 - 10 - 09

Reference File No.

ZA 85 - 40

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85- 239

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE NORTH-EAST CORNER OF QUAKER CRESCENT
AND QUEEN VICTORIA DRIVE

WHEREAS it is intended to change the zoning of the land hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheets Nos. E-49B and E-49C of the District Maps, appended to and forming part of By-law No. 6593, are amended,

- (a) by changing from "AA" (Agricultural) district to "C" (Urban Protected Residential, etc.) district, the land,

the extent and boundaries of which are shown on a plan hereto annexed as schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 29th day of October A.D. 1985.

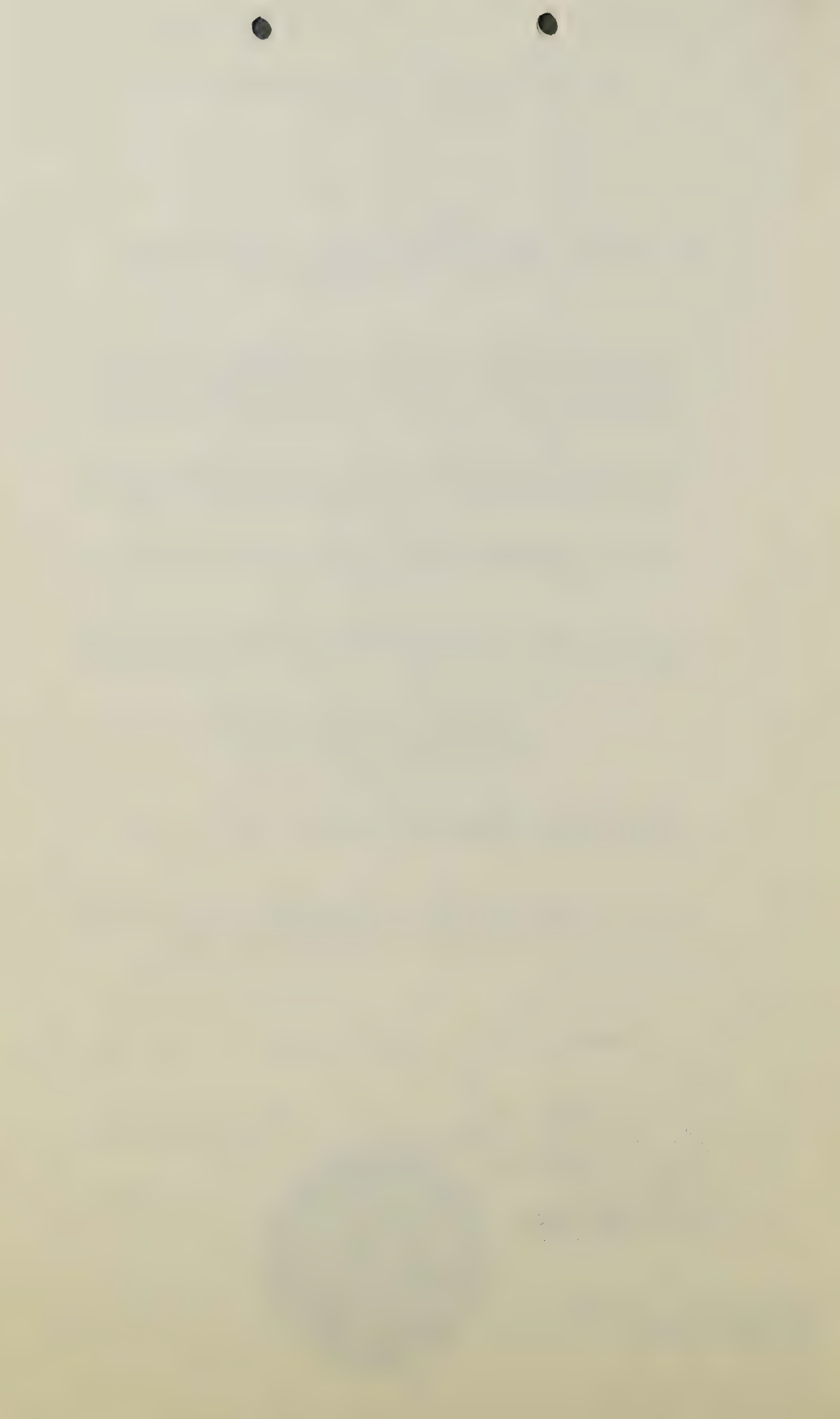
E.A. Simpson
City Clerk

W. M. M. M.
Mayor

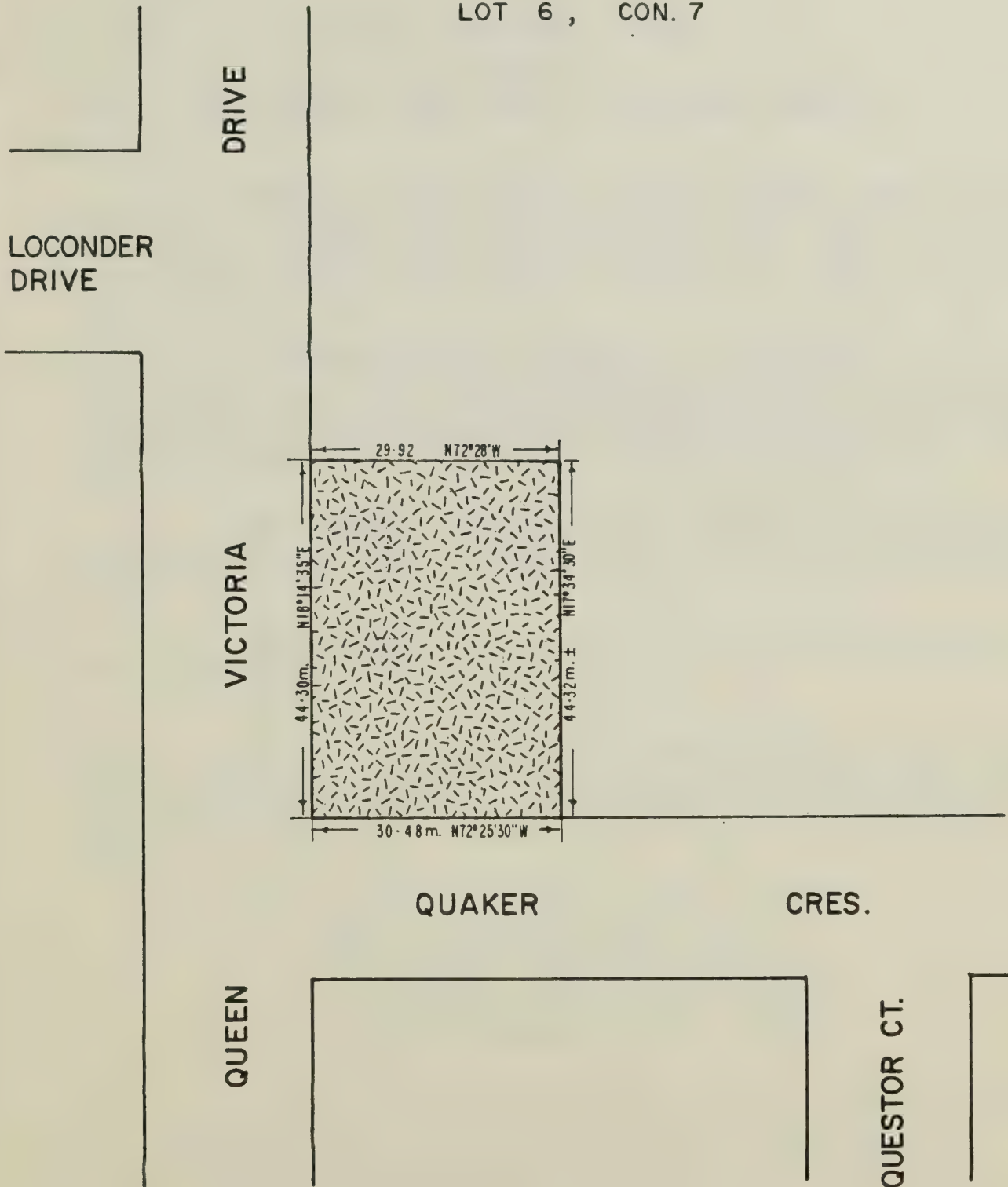
CERTIFIED A TRUE COPY.

E.A. Simpson
CITY CLERK

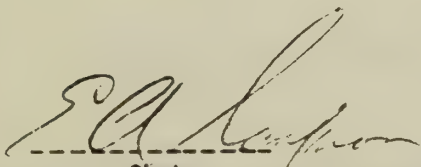




LOT 6 , CON. 7



THIS IS SCHEDULE "A" TO BY-LAW NO.85- 239
PASSED THE 29 DAY OF October, 1985


Clerk


Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY-LAW NO.85- 239

TO AMEND BY-LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



CHANGE IN ZONING FROM "AA" (AGRICULTURAL)
DISTRICT TO "C" (URBAN PROTECTED RESIDENT-
IAL, ETC.) DISTRICT.

North



Scale
1:750

Reference File No.
ZA85-66

Date
85-10-10

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85- 240

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 60 ELGIN STREET

WHEREAS section 7 of By-law No. 74-259, passed on the 29th day of October, 1974 and approved by the Ontario Municipal Board by Order dated the 9th day of June, 1978, (File No. 75491), established special requirements affecting the lands (inter alia) hereinafter referred to;

AND WHEREAS it is intended to establish a further special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "J" (Light and Limited Heavy Industry, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

(a) in accordance with section 38 of The Planning Act, 1983, the land may be used temporarily for parking of motor vehicles for a period not exceeding three years from the day of the passing of this by-law.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "J" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-378D".

4. Sheet No. E-4 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-378D".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 29th day of October A.D. 1985.

[Signature]
City Clerk

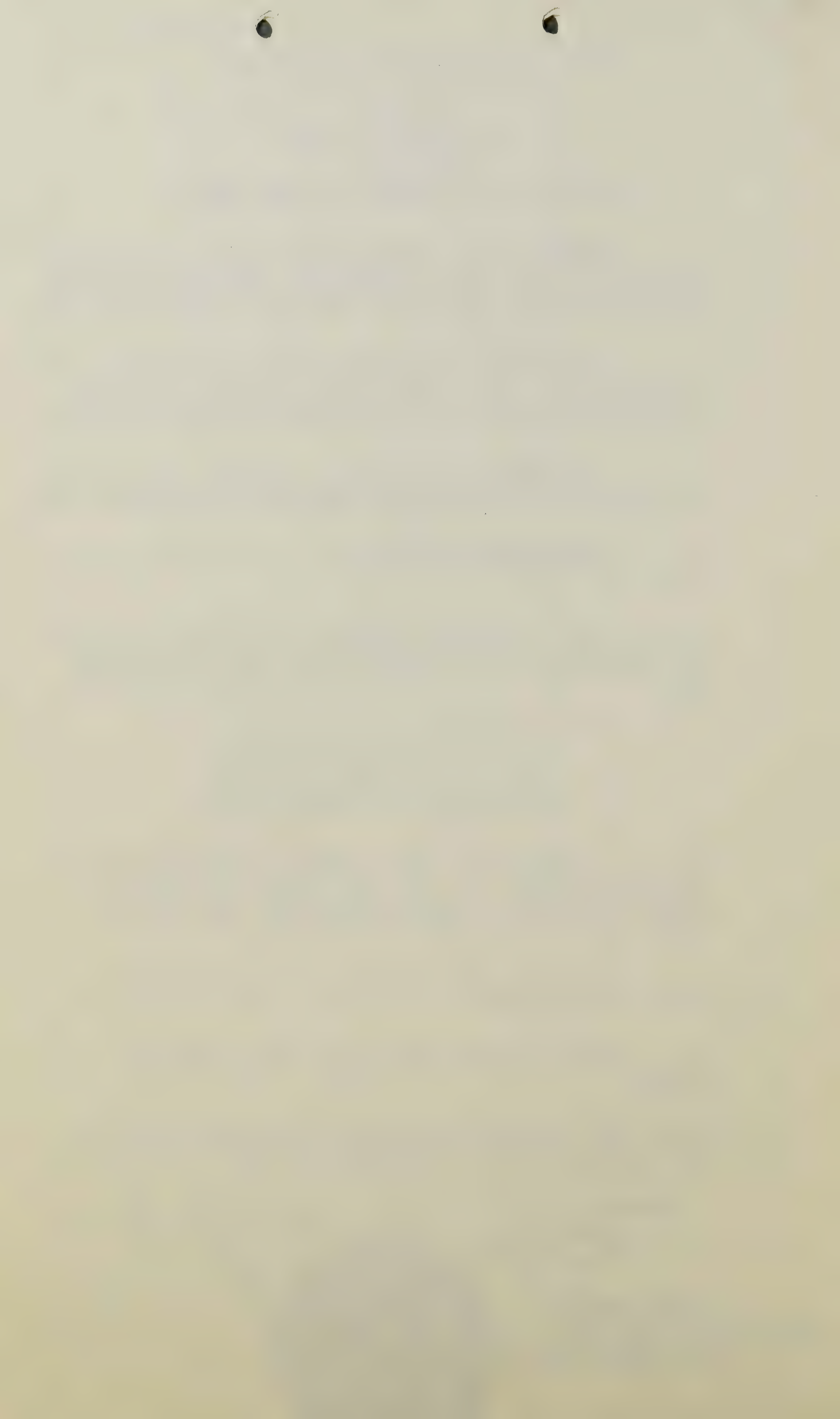
[Signature]
Mayor

CERTIFIED A TRUE COPY

(1985) 26 R.P.D.C. 2(A), October 8
City Initiative 85-K

[Signature]
CITY CLERK

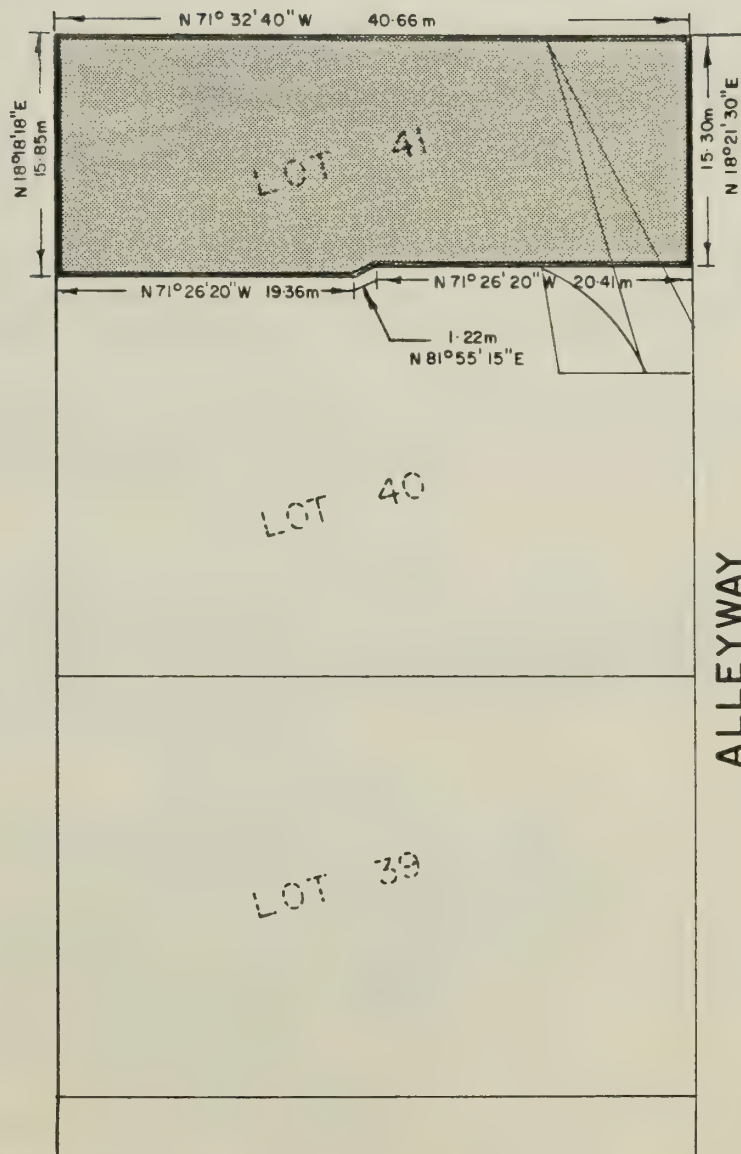




CANNON STREET EAST

ELGIN STREET

ALLEYWAY



NOTE: All Dimensions Are in Metres.

THIS IS SCHEDULE "A" TO BY-LAW No. 85-240.

PASSED THE 29th DAY OF October, 1985.

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON SCHEDULE "A"

MAP FORMING PART OF
BY-LAW No. 85-240

TO AMEND BY-LAW No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY
BY-LAW No. 85-

North



Scale

1:500

Reference File No.

C1-85-K

Date

Oct. 1985

Drawing No.

85-H-150



The Corporation of the City of Hamilton

BY-LAW NO. 85- 241

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT THE SOUTH-EAST CORNER OF BARTON STREET EAST
AND KENORA AVENUE

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "G" (Neighbourhood Shopping Centre, etc.) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirements that,

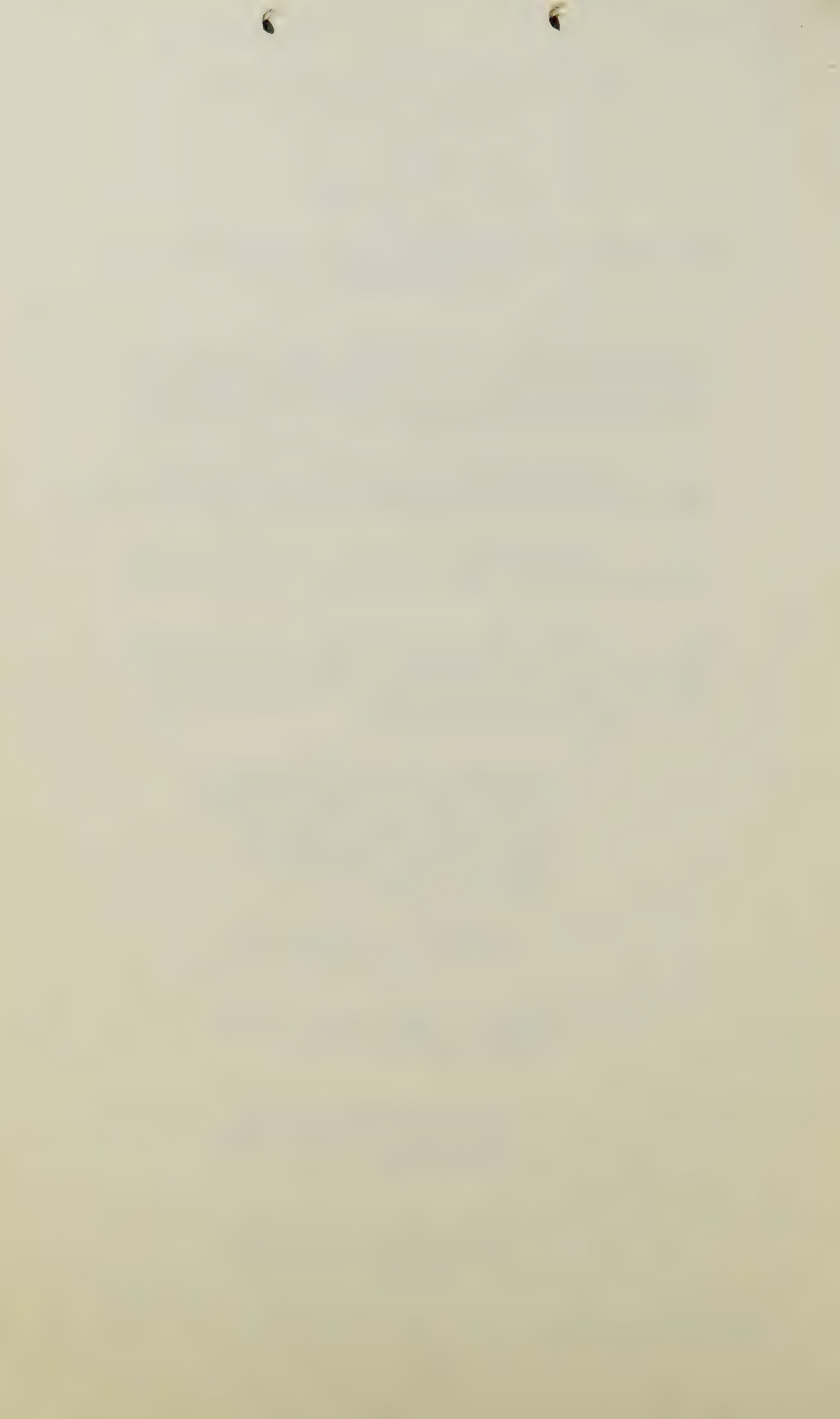
(a) Paragraph 1 of section 2 of By-law No. 80-181, passed on the 24th day of June, 1980 and approved by the Ontario Municipal Board by Order dated the 9th day of September, 1980, (File No. R 802018), is amended by adding thereto the following clause:

(c) a maximum of five dwelling units in the same building with a commercial use;

(b) Section 2 of By-law No. 80-181 is amended by adding thereto the following paragraphs:

1a. The dwelling units referred to in clause (c) shall be prohibited from every storey of the building except the second storey.

1b. Clause 18A(11)(b) and subsection 18A(26) of By-law No. 6583 shall not apply.



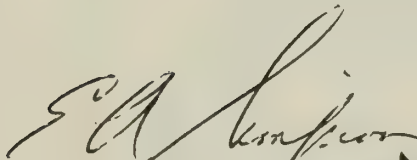
2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-707a".

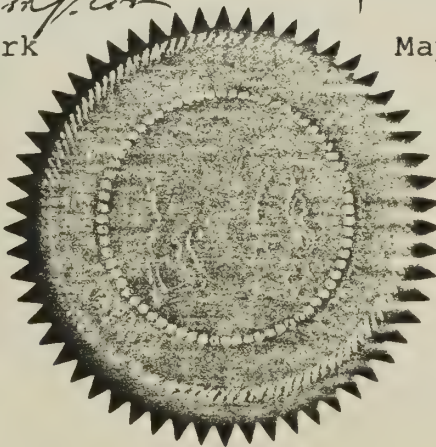
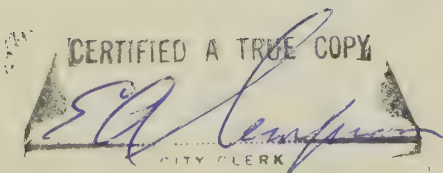
4. Sheet No. E-103 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-707a".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 29th day of October A.D. 1985.


City Clerk


Mayor



(1985) 27 R.P.D.C. 3, October 29
Sumat P. Jain and Raj Jain, Owners
ZA-85-71



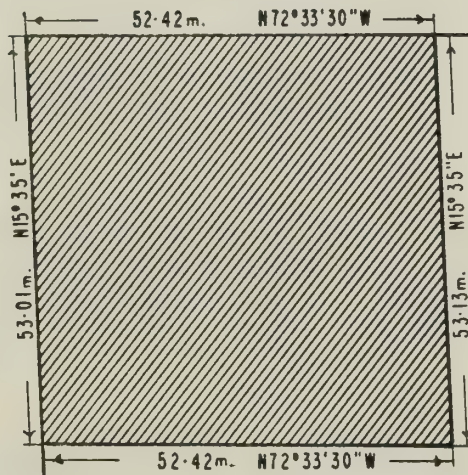
BARTON

STREET

EAST

AVE.

KENORA



THIS IS SCHEDULE "A" TO BY-LAW NO.85- 241
PASSED THE 29th DAY OF October, 1985

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON

SCHEDULE "A"

MAP FORMING PART OF

BY - LAW NO.85- 241

TO AMEND BY-LAW NO.6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY BY-LAW
NO. 85 -

North



Scale

1:1000

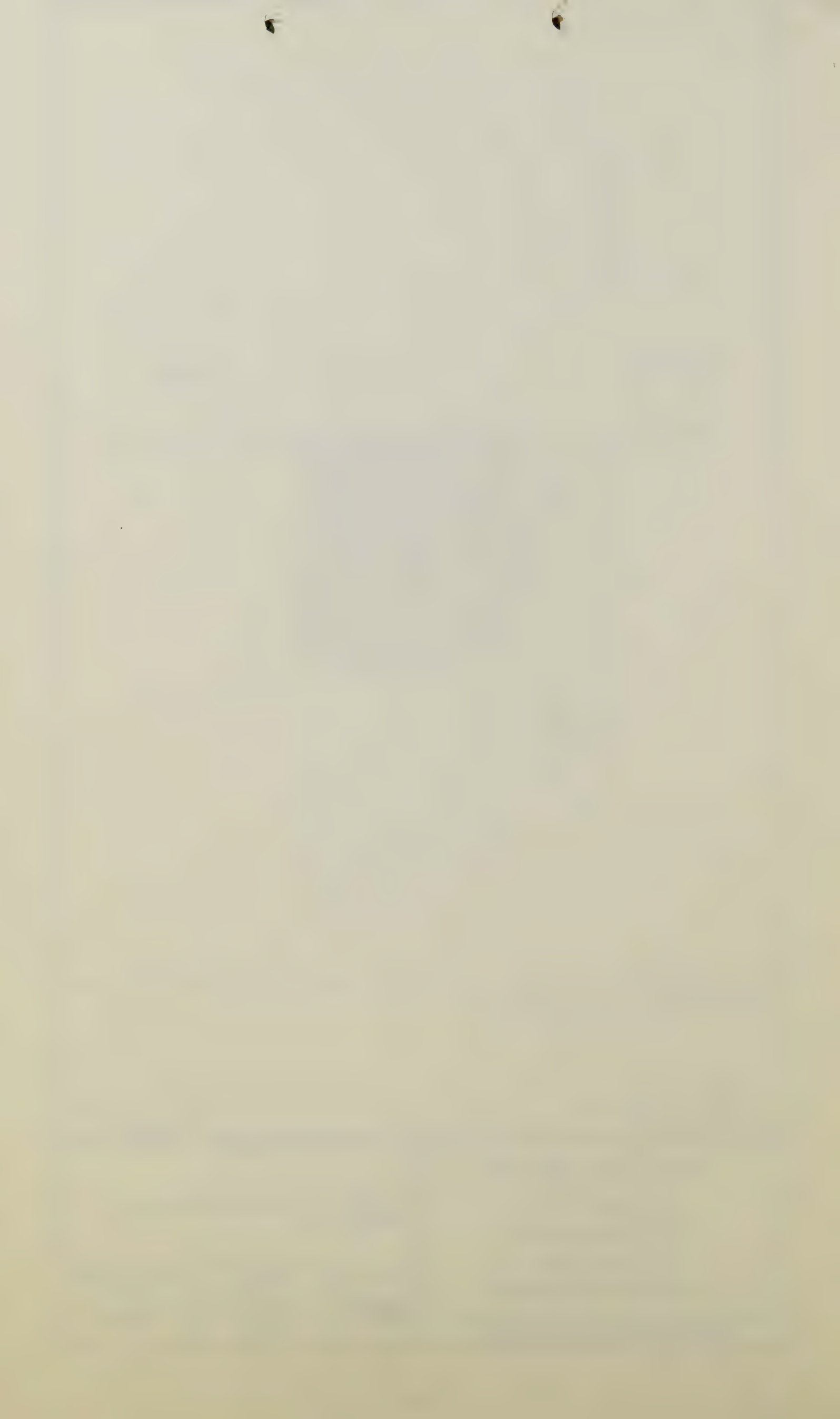
Reference File No.

ZA 85-71

Date

85-10-22

Drawing No.



The Corporation of the City of Hamilton

BY-LAW NO. 85- 242

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED ON THE WEST SIDE OF CENTENNIAL PARKWAY NORTH,
IN THE AREA SOUTH OF THE QUEEN ELIZABETH INTERCHANGE

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under The Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "KK" (Restricted Heavy Industrial) district provisions applicable to the land, the extent and boundaries of which are shown on a plan hereto annexed as schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding subsection 17A(1) of By-law No. 6593, the following,

(i) **COMMERCIAL USE** shall not be prohibited:

1. A retail/warehouse furniture and appliance store.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "KK" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as "S-240a".

4. Sheet No. E-102 of the District Maps is amended by marking the land referred to in section 1 of this by-law, "S-240a".

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with The Planning Act, 1983.

PASSED this 29th day of October A.D. 1985.

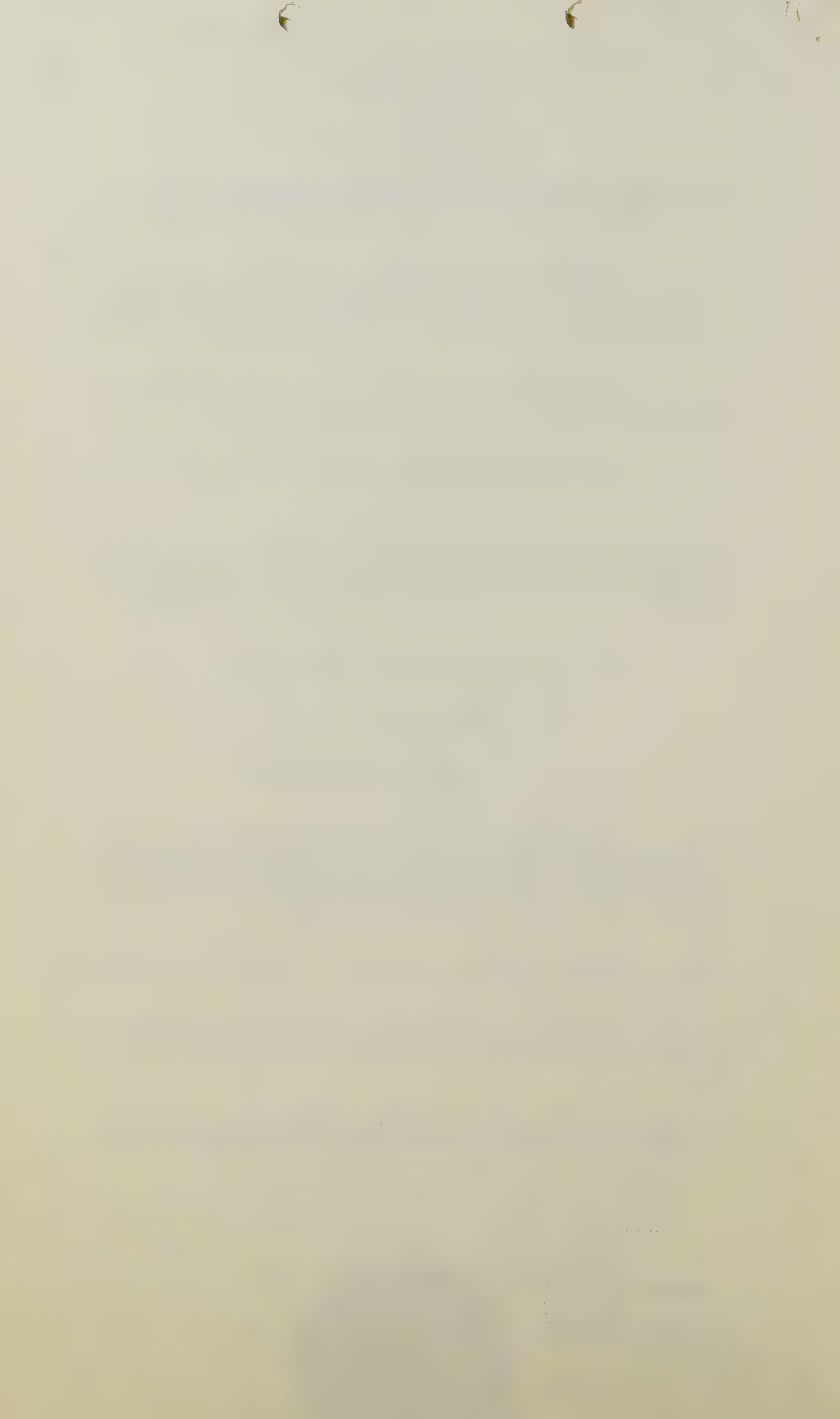
CERTIFIED A TRUE COPY

CITY CLERK

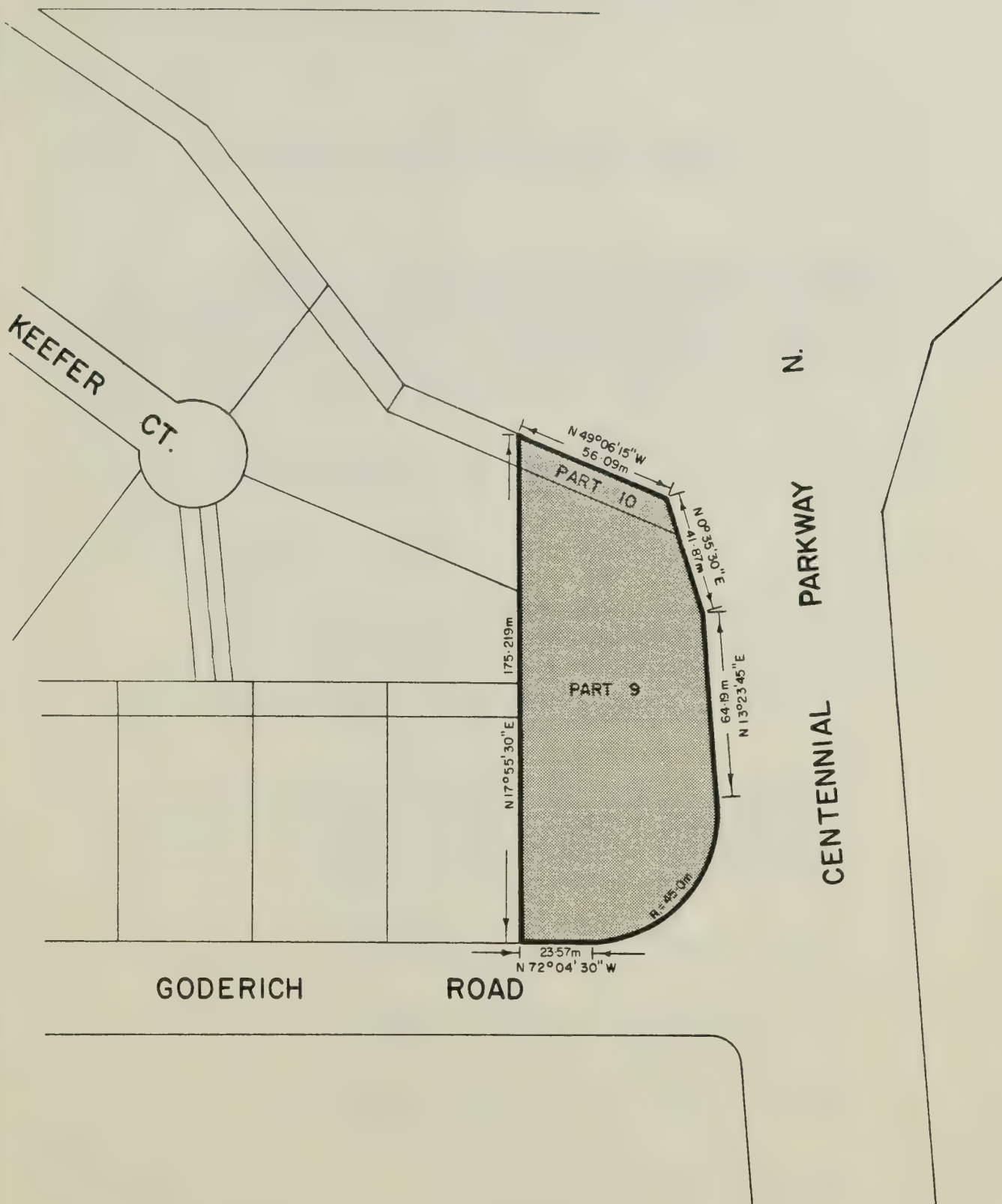
City Initiative 85-M

(1985) 27 R.P.D.C. 6, October 29

Mayor



THE QUEEN ELIZABETH WAY



NOTE: All Dimensions Are in Metres.

THIS IS SCHEDULE "A" TO BY-LAW No. 85-242

PASSED THE 29th DAY OF October, 1985

[Signature]
Clerk

[Signature]
Mayor

CITY OF HAMILTON SCHEDULE "A"

MAP FORMING PART OF
BY-LAW No. 85-242
TO AMEND BY-LAW No. 8593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend



LANDS TO BE REGULATED BY
BY-LAW No. 85-

North



Scale

1:2,000

Reference File No.

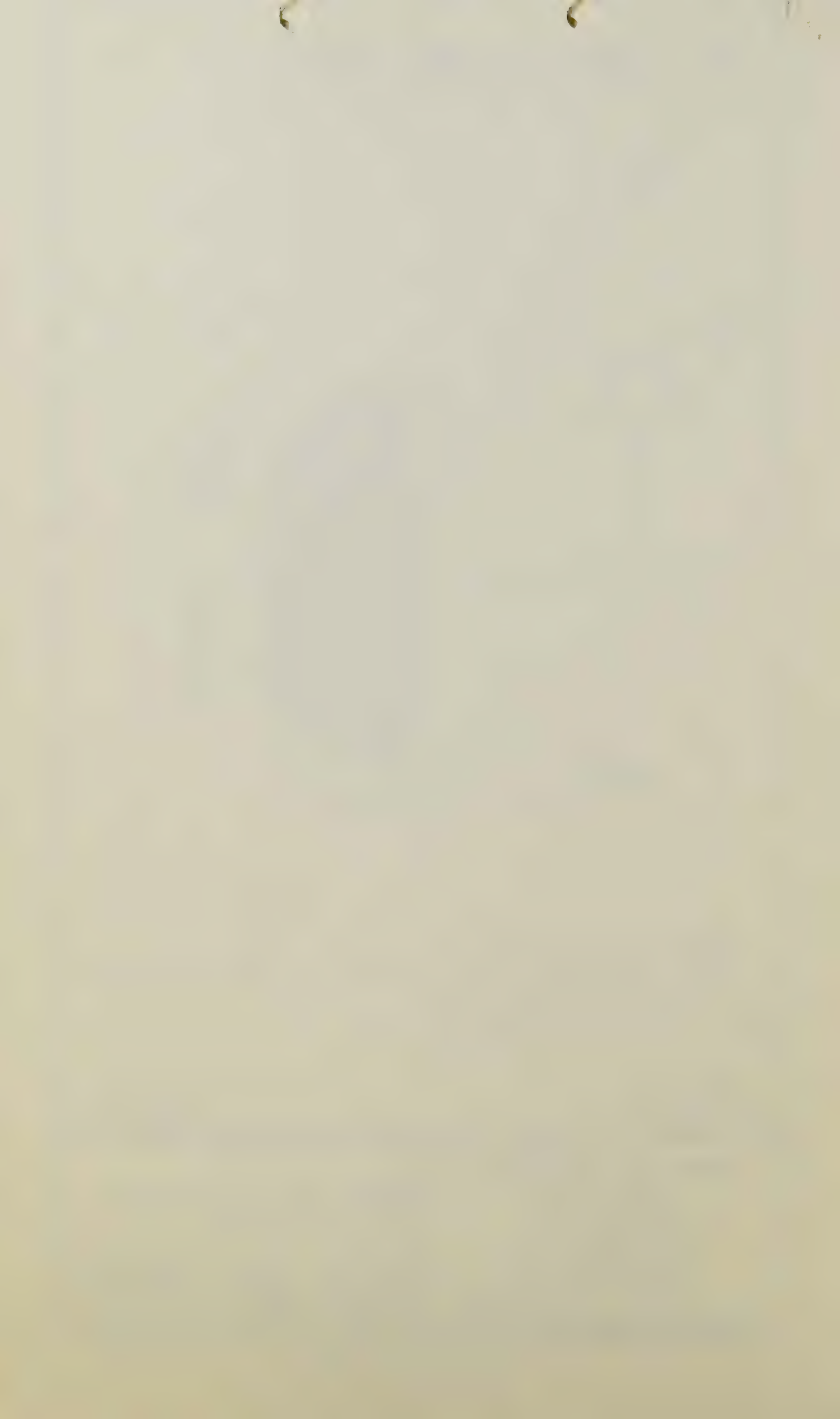
C.I.-85-M

Date

Oct. 1985

Drawing No.

85-H-157



The Corporation of the City of Hamilton

BY-LAW NO. 85-243

Respecting:

ELECTION CONTRIBUTIONS AND EXPENSES

WHEREAS section 121 of The Municipal Elections Act, R.S.O. 1980, Chapter 308, as re-enacted by section 25 of The Municipal Elections Amendment Act, 1982, S.O. 1982, authorizes councils of municipalities to pass by-laws to regulate election contributions and requires reporting of election expenses and contributions.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this by-law,
 - (a) **"candidate"** does not include a candidate nominated for election to office as a member of a local board;
 - (b) **"city"** means The Corporation of the City of Hamilton;
 - (c) **"contributions"** does not include any goods produced by voluntary unpaid labour or any services performed by an individual voluntarily for a candidate without compensation from any source;
 - (d) **"council"** means the council of the city;
 - (e) **"person"** includes a trade union, a corporation and an association;
 - (f) **"spouse"** means either a man and woman who,
 - (i) are married to each other, or
 - (ii) are married to each other by a marriage that is voidable and has not been voided by a judgment of nullity, or
 - (iii) have gone through a form of marriage with each other, in good faith, that is void and are cohabiting or have cohabited within the preceding year, or
 - (iv) not being married to each other have cohabited,
 - (A) continuously for a period of not less than five years, or
 - (B) in a relationship of some permanence where there is a child born of whom they are the natural parents,



and have so cohabited within the preceding year.

2. No person shall make election contributions in excess of \$500 in the form of money, goods or services to any candidate in any calendar year.

3. No candidate shall accept contributions in the form of money, goods or services in excess of \$500 from any person in any calendar year.

4. Every candidate or his representative shall issue a receipt to each person for all contributions received by him from that person.

5. Every candidate shall keep a record of all expenses incurred by him in respect of his candidacy.

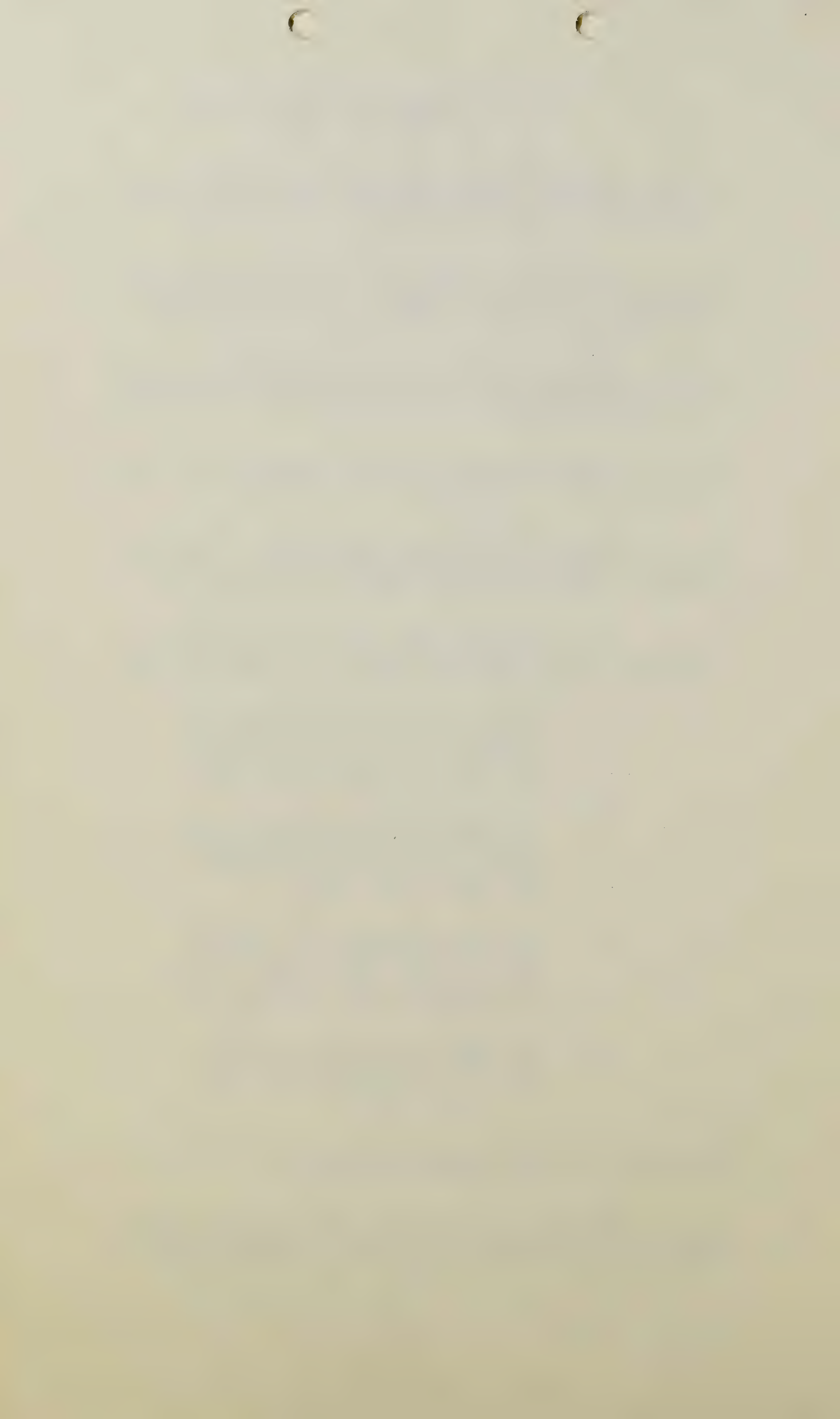
6. Every candidate shall keep a record of all contributions received by him in respect of his candidacy, whether in the form of money, goods or services.

7. Every candidate shall file with the clerk of the city within ninety days of the date of the election a report which shall contain,

- (i) a statement of the total amount of money contributions received by the candidate in respect of his candidacy up to the date of such report,
- (ii) a list of contributions in the form of goods or services and the value thereof received by the candidate in respect of his candidacy up to the date of such report,
- (iii) the name, address and contribution of each person who, up to the date of such report, made a contribution whether in the form of money, goods or services of more than \$100, and
- (iv) an itemized list of all expenses incurred by the candidate in respect of his candidacy up to the date of such report.

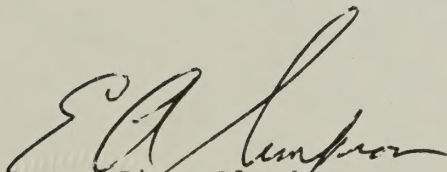
8. The city clerk shall submit to the council the information received by him under section 7.

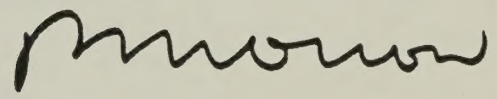
9. The city clerk shall prescribe forms for the purpose of this by-law including a form of receipt, a form of report and forms recording expenses and contributions.



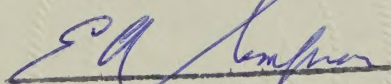
10. Any moneys to be used for an election campaign by a candidate out of his own funds or out of the funds of the spouse of the candidate shall be deemed not to be a contribution for the purposes of this by-law.
11. A contribution made to a representative of a candidate shall be deemed to be a contribution to the candidate.
12. Every person who contravenes any provisions of this by-law is guilty of a corrupt practice and is liable to a fine of not more than \$2,000.
13. This by-law comes into force on the 29th day of October, 1985.

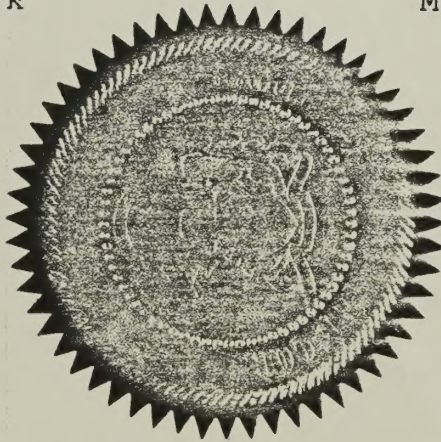
PASSED this 29th day of October A.D. 1985.


City Clerk


Mayor

CERTIFIED A TRUE COPY.


CITY CLERK



Resolution
City Council
October 10, 1985

10. The undersigned do hereby certify that the foregoing is a true and correct copy of the original as the same appears in the records of the Board of Health of the City of New York.

11. A copy of this certificate is being furnished to the undersigned for his information.

12. Every person who transmits any provision of this Act to any other person is liable to a fine of not more than \$1,000.

13. This Act shall come into force on the 1st day of January, 1901.

WITNESSED this 1st day of December, A.D. 1900.

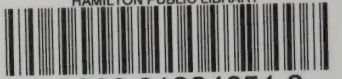
[Faint signatures and circular official seals are visible in this section.]

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